THE NATIONAL ARCHIVES OF THE UNITED STATES 1934

FEDERAL REGISTER

VOLUME 19 NUMBER 187

Washington, Saturday, September 25, 1954

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

DEPARTMENT OF LABOR

Effective upon publication in the FEDERAL REGISTER, paragraph (f) (2) of § 6.313 is amended as set out below.

§ 6.313 *Department of Labor* * * *

(f) *Bureau of Apprenticeship.* * * *

(2) Two Deputy Directors.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633; E. O. 10440, 18 F. R. 1823, 3 CFR 1953 Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 54-7473; Filed, Sept. 24, 1954; 8:45 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

Subchapter A—General Regulations and Policies

PART 406—REWARDS

REWARDS TO BE PAID FOR INFORMATION LEADING TO ARREST AND CONVICTION OF PERSON(S) GUILTY OF THEFT OF, OR MALICIOUS DAMAGE TO, CCC-OWNED PROPERTY, COMMODITIES, AND EQUIPMENT

Sec.
406.1 Arrest and conviction.
406.2 Amount of rewards.
406.3 Eligibility for rewards.
406.4 Filing of applications.

AUTHORITY: §§ 406.1 to 406.4 issued under sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. 714b.

§ 406.1 *Arrest and conviction.* The Commodity Credit Corporation hereby announces that, subject to the following conditions, rewards will be paid for information leading to the arrest and conviction of any person or persons found to be guilty of malicious damage to property of the Commodity Credit Corporation or the theft of commodities and equipment owned by the Commodity Credit Corporation.

§ 406.2 *Amount of rewards.* (a) A reward in the amount of $50 will be paid for information leading to the arrest and conviction of any person or persons found to be responsible for malicious damage to CCC-owned property at the site of any storage structures owned or leased by Commodity Credit Corporation: *Provided,* That such reward shall not exceed $50 for information leading to the arrest and conviction of any person or persons involved in the same act or series of acts of malicious damage perpetrated prior to conviction of those guilty.

(b) A reward in the amount of $500 will be paid for information leading to the arrest and conviction of any person or persons found to be guilty of the theft of CCC-owned commodities from any storage structures owned or leased by Commodity Credit Corporation: *Provided,* That the total amount paid shall not exceed $500 for information leading to the arrest and conviction of any person or persons involved in the same theft, or series of thefts perpetrated prior to conviction of those guilty.

(c) A reward in the amount of $50 will be paid for information leading to the arrest and conviction of any person or persons found to be responsible for the theft of CCC-owned equipment valued at $50 or more at the site of any storage structures owned or leased by Commodity Credit Corporation: *Provided,* That such reward shall not exceed $50 for information leading to the arrest and conviction of any person or persons involved in the same theft or series of thefts perpetrated prior to conviction of those guilty.

§ 406.3 *Eligibility for rewards.* (a) Any person or persons will be eligible for rewards mentioned above except (1) Agricultural Stabilization and Conservation County Committeemen, (2) Agricultural Stabilization and Conservation County Office Managers, (3) Personnel

(Continued on p. 6157)

CONTENTS

FEDERAL REGISTER

Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $1.50 per month or $15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

CONTENTS—Continued

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

CODIFICATION GUIDE—Con.

of Agricultural Stabilization and Conservation State Offices, and (4) United States Department of Agriculture employees.

(b) State and local law enforcement officers, community committeemen and Agricultural Stabilization and Conservation County Office employees, other than those specifically excluded herein, will be eligible for reward.

§ 406.4 *Filing of applications.* All applications for reward will be filed with the State ASC Chairman who shall transmit such applications to the Director, Grain Division, Commodity Stabilization Service, Washington, D. C. The decision of the Director of the Grain Division, Commodity Stabilization Service, with regard to those eligible for reward and the amount to which each is entitled shall be final and conclusive.

Issued this 21st day of September 1954.

[SEAL] TRUE D. MORSE,
President,
Commodity Credit Corporation.

[F. R. Doc. 54–7521; Filed, Sept. 23, 1954; 3:49 p. m.]

Subchapter B—Loans, Purchases and Other Operations

[1954 C. C. C. Corn Bulletin A, Amdt. 2]

PART 421—GRAINS AND RELATED COMMODITIES

SUBPART—1954 CORN PRICE SUPPORT PROGRAM

CORN ACREAGE

This amendment to 1954 C. C. C. Corn Bulletin A, as amended (19 F. R. 783, 1812), is for the purpose of affording corn producers who have not harvested their 1954 corn crop the opportunity to adjust their planted acreage to their 1954 acreage allotments.

Section 421.478 (e) of the 1954 C. C. C. Corn Bulletin A is amended to read as follows:

§ 421.478 *Definitions.* * * *

(e) *Corn Acreage.* "Corn Acreage" means the number of acres of land on which field corn, including sweet corn produced for feed or silage, is planted alone or interplanted with other crops. In the event that any field corn, as described in the first sentence of this paragraph, is totally destroyed by any cause beyond the control of the producer and corn cannot be replanted on the same acreage, an additional corn acreage may, with the prior approval of the county committee, be substituted for such acreage. In such event, the acreage on which the corn was destroyed shall not be deemed to be corn acreage. Acreage planted to field corn, as described in the first sentence of this paragraph, in excess of the farm acreage allotment will not be deemed to be corn acreage if such corn (1) is not left standing in the field on a date established by the county committee with the approval of the State Committee and (2) is not used as feed, silage or fodder or sold (including involuntary sales), bartered, exchanged, or donated.

(Sec. 4, 62 Stat. 1070, as amended; 15 U. S. C., 714b. Interprets or applies sec. 5, 62 Stat. 1072, secs. 401, 403, 63 Stat. 1054; 15 U. S. C. 714c, 7 U. S. C. 1421, 1428, sec. 311b, 63 Stat. 897; 7 U. S. C. 1374)

Done at Washington, D. C., this 22d day of September 1954.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 54–7549; Filed, Sept. 24, 1954; 8:51 a. m.]

TITLE 7—AGRICULTURE

Chapter VII—Commodity Stabilization Service (Farm Marketing Quotas), Department of Agriculture

PART 728—WHEAT

SUBPART—1955–1956 MARKETING YEAR

REALLOCATION OF ALLOTMENTS

Section 334 of the Agricultural Adjustment Act of 1938, as amended, was further amended by Public Law 690, 83d Congress, approved August 28, 1954, to add a new subsection (f) which reads as follows:

(f) Any part of any 1955 farm wheat acreage allotment on which wheat will not be planted and which is voluntarily surrendered to the county committee shall be deducted from the allotment to such farm and may be reapportioned by the county committee to other farms in the same county receiving allotments in amounts determined by the county committee to be fair and reasonable on the basis of past acreage of wheat, tillable acres, crop rotation practices, type of soil, and topography. If all of the allotted acreage voluntarily surrendered is not needed in the county, the county committee may surrender the excess acreage to the State committee to be used for the same purposes as the State acreage reserve under subsection (c) of this section. Any allotment transferred under this provision shall be regarded for the purposes of subsection (c) of this section as having been planted on the farm from which transferred rather than on the farm to which transferred, except that this shall not operate to make the farm from which the allotment was transferred eligible for an allotment as having wheat planted thereon during the three-year base period: *Provided,* That notwithstanding any other provisions of law, any part of any 1955 farm acreage allotment may be permanently released in writing to the county committee by the owner and operator of the farm and reapportioned as provided herein. Acreage surrendered, reapportioned under this subsection, and planted shall be credited to the State and county in determining future acreage allotments.

The purpose of this amendment is to provide for the release and reapportionment of unused 1955 farm wheat acreage allotments which are voluntarily released to the county committee.

Since farmers in many areas are now preparing to seed wheat for the 1955 crop, it is imperative that they be notified of this amendment and of any revised farm acreage allotments resulting therefrom as soon as possible. Accordingly, it is hereby found that compliance with the public notice, procedure, and 30-day effective date provisions of the Administrative Procedure Act is impracticable and contrary to the public interest, and the amendment herein shall become effective upon filing of this document with the Director, Division of the Federal Register.

The regulations pertaining to farm acreage allotments for the 1955 crop (19 F. R. 3249) are amended by changing § 728.518 to read as follows:

§ 728.518 *Reallocation of allotments—*
(a) *Released from farms removed from agricultural production.* The allotment determined or which would have been determined for any farm which is removed from agricultural production by acquisition in 1950 or thereafter by a United States agency for national defense purposes shall be placed in a State pool and shall be available to the State committee for use in providing equitable allotments for farms owned or acquired by owners displaced because of acquisition of their farms by the United States. Upon application to the county committee, any owner so displaced shall be entitled to have an allotment for any other farm owned or acquired by him equal to an allotment which shall be comparable to the allotments established for other farms in the same area which are similar except for the past acreage of wheat.

(b) *Released voluntarily to county committee.* Any part of any 1955 farm wheat acreage allotment on which wheat will not be planted in 1955 and which is voluntarily released to the county committee by the closing date established by the State committee for the entire State, or for areas in the State if there is a substantial difference in planting dates for different areas in the State, which shall be the date on which the planting of wheat normally becomes general on farms in the State or area, shall be deducted from the wheat acreage allotment

for such farm and may be reapportioned by the county committee not later than the date established by the State committee, which shall be the latest date on which wheat can normally be planted on farms in the State or area with reasonable expectations of producing an average crop, to other farms receiving allotments in the same county in amounts determined to be fair and reasonable on the basis of the wheat acreage for the years 1952 and 1953, tillable acres, crop rotation practices, type of soil, and topography, but without regard to the limitations imposed under § 728.516. If all the allotted acreage voluntarily released is not needed in the county, the county committee may surrender the excess acreage to the State committee to be used for new farm allotments as provided under § 728.522, but without regard to the limitation imposed under § 728.521 with respect to the wheat acreage indicated by cropland, soil type, and topography. Any wheat acreage allotment released for 1955 only shall, in determining future wheat acreage allotments, be regarded as having been planted on the farm releasing such allotments if wheat was seeded on such farm for harvest as grain in at least one of the three years immediately preceding the year for which the allotment is determined. Any part of the farm acreage allotment may be permanently released in writing to the county committee by the owner and operator of the farm and reapportioned as provided in this paragraph, in which case the farm from which the allotment is released shall be considered as having no wheat on such released acreage for any of the 1952, 1953, and 1954 crops. In determining future farm wheat acreage allotments, the acreage planted for harvest as grain in 1955 of reapportioned acreage allotment under this paragraph shall not be considered. For purposes of determining future State and county acreage allotments, reapportioned acreage will be credited to the State and to the county in which such acreage was planted.

(Sec. 375, 52 Stat. 66, as amended; 7 U. S. C. 1375. Interprets or applies sec. 334, 52 Stat. 53, as amended by sec. 308, 68 Stat. 897; 7 U. S. C. 1334)

Done at Washington, D. C., this 22d day of September 1954. Witness my hand and the seal of the Department of Agriculture.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 54-7548; Filed, Sept. 24, 1954; 8:51 a. m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Valencia Orange Reg. 23]

PART 922—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

LIMITATION OF HANDLING

§ 922.323 *Valencia Orange Regulation 23*—(a) *Findings.* (1) Pursuant to Order No. 22 (19 F R. 1741) regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective March 31, 1954, under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendation and information submitted by the Valencia Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The Valencia Orange Administrative Committee held an open meeting on September 23, 1954 after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein was promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof.

(b) *Order* (1) The quantity of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a. m., P s. t., September 29, 1954, and ending at 12:01 a. m., P s. t., October 3, 1954, is hereby fixed as follows:

(i) District 1. Unlimited movement;

(ii) District 2: 427,350 boxes;

(iii) District 3: Unlimited movement.

(2) Valencia oranges handled pursuant to the provisions of this section shall be subject to any size restrictions applicable thereto which have heretofore been issued on the handling of such oranges and which are effective during the period specified herein.

(3) As used in this section, "handled," "handler," "boxes," "District 1," "District 2." and "District 3," shall have the same meaning as when used in said order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Dated: September 24, 1954.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 54-7596; Filed, Sept. 24, 1954; 11:56 a. m.]

[Lemon Reg. 556]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.663 *Lemon Regulation 556*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR Part 953; 18 F R. 6767), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this regulation until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of lemons, grown in the State of California or in the State of Arizona, are currently subject to regulation pursuant to said amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein was promptly submitted to the Department after an open meeting of the Lemon Administrative Committee on September 22, 1954 such meeting was held, after giving due notice thereof to consider recommendations for regulation, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among

handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter specified; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed by the effective time thereof.

(b) *Order* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., September 26, 1954, and ending at 12:01 a. m., P. s. t., October 3, 1954, is hereby fixed as follows:

(i) District 1. Unlimited movement;

(ii) District 2: 275 carloads;

(iii) District 3: Unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached to Lemon Regulation 555 (19 F. R. 6031) and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," "prorate base," "District 1," "District 2," and "District 3," shall have the same meaning as when used in the said amended marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Done at Washington, D. C., this 23d day of September 1954.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable Division, Agricultural Marketing Service.

[F. R. Doc. 54-7589; Filed, Sept. 24, 1954; 8:55 a. m.]

PART 957—IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON

APPROVAL OF EXPENSES AND FIXING RATE OF ASSESSMENT

Notice of rule making regarding proposed expenses and rate of assessment, to be made effective under Marketing Agreement No. 98 and Order No. 57, as amended (7 CFR Part 957) regulating the handling of Irish potatoes grown in certain designated counties in Idaho and Malheur County, Oregon, was published in the FEDERAL REGISTER August 28, 1954 (19 F. R. 5522) This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.) After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, which proposals were adopted and submitted for approval by the Idaho-Eastern Oregon Potato Committeee, established pursuant to said marketing agreement and amended order, it is hereby found and determined that:

§ 957.207 *Expenses and rate of assessment.* (a) The expenses necessary to be incurred by the Idaho-Eastern Oregon Potato Committee, established pursuant to Marketing Agreement No. 98 and Order No. 57, as amended, to enable such committee to perform its functions pursuant to the provisions of the aforesaid marketing agreement and order during the fiscal year ending May 31, 1955, will amount to $23,522.00.

(b) The rate of assessment to be paid by each handler who first ships potatoes shall be fifty cents per carload or fraction thereof, or per truckload of 5,000 pounds or more, of potatoes, handled by him as the first handler thereof during said fiscal year.

(c) The terms used in this section shall have the same meaning as when used in Marketing Agreement No. 98 and Order No. 57, as amended (§§ 957.1 to 957.133).

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Done at Washington, D. C., this 22d day of September 1954, to become effective 30 days after publication in the FEDERAL REGISTER.

[SEAL] ROY W. LENNARTSON,
Deputy Administrator, Agricultural Marketing Service.

[F. R. Doc. 54-7546; Filed, Sept. 24, 1954; 8:50 a. m.]

PART 959—IRISH POTATOES GROWN IN THE COUNTIES OF CROOK, DESCHUTES, JEFFERSON, KLAMATH, AND LAKE IN OREGON, AND MODOC AND SISKIYOU IN CALIFORNIA

APPROVAL OF EXPENSES AND FIXING RATE OF ASSESSMENT

Notice of proposed rule making regarding proposed expenses and rate of assessment, to be made effective under Marketing Agreement No. 114 and Order No. 59, as amended (7 CFR Part 959), regulating the handling of Irish potatoes grown in the Counties of Crook, Deschutes, Jefferson, Klamath, and Lake in Oregon, and Modoc and Siskiyou in California, was published in the FEDERAL REGISTER August 28, 1954 (19 F. R. 5522) This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.). After consideration of all revelant matters presented, including the proposals set forth in the aforesaid notice, which proposals were adopted and submitted for approval by the Oregon-California Potato Committee, established pursuant to said marketing agreement and amended order, it is hereby found and determined that:

§ 959.207 *Expenses and rate of assessment.* (a) The expenses necessary to be incurred by the Oregon-California Potato Committee, established pursuant to Marketing Agreement No. 114 and Order No. 59, as amended, to enable such committee to perform its functions pursuant to the provisions of the aforesaid marketing agreement and amended order during the fiscal year ending June 30, 1955, will amount to $19,237.50.

(b) The rate of assessment to be paid by each handler who first ships potatoes shall be three-eighths of one cent ($0.00375) per hundredweight handled by him as the first handler thereof during said fiscal year.

(c) The terms used in this section shall have the same meaning as when used in Marketing Agreement No. 114 and Order No. 59, as amended (§§ 959.1 to 959.132).

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Done at Washington, D. C., this 22d day of September 1954, to become effective 30 days after publication in the FEDERAL REGISTER.

[SEAL] ROY W. LENNARTSON,
Deputy Administrator Agricultural Marketing Service.

[F. R. Doc. 54-7547; Filed, Sept. 24, 1954; 8:51 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

MISCELLANEOUS AMENDMENTS TO CHAPTER

The following amendments to Chapter I of Title 8 of the Code of Federal Regulations are hereby prescribed:

PART 1—GENERAL

Paragraph (b) of § 1.1 *Definitions* is amended by adding subparagraph (14) to read as follows:

(14) The term "discharge" as used in section 256 of the Immigration and Nationality Act, means the signing off the articles of a crewman or the termination in any manner of his service and presence on board the vessel or aircraft on which he arrived in the United States.

PART 2—SERVICE RECORDS; FEES

The tenth item in § 2.5 *Fees for service, documents, papers, and records not specified in the Immigration and Nationality Act* is amended to read as follows:

For filing application for discretionary relief under section 212 (d) (3) of the Immigration and Nationality Act, except in emergency cases or where the granting of the application is in the interest of the United States Government	25.00

PART 221—DISPOSITION OF ENTRY DOCUMENTS OF ALIENS ENTERING OR DEPARTING OTHER THAN AS NONIMMIGRANT CREWMEN

Paragraph (b) of § 221.3 *Form I-94* is amended by adding subparagraph (10) which, when taken with the introductory material, will read as follows:

(b) *When not prepared by immigration officer* Immigration officers shall not prepare a set of Forms I-94 for the following-described classes of aliens:

* * * * *

(10) An alien for whom a set of Forms I-94 is required to be prepared by the persons responsible for the delivery of a passenger manifest and as a part thereof as provided in §§ 231.21 (f) and 231.41 (a) (2) of this chapter.

PART 263—REGISTRATION OF ALIENS IN THE UNITED STATES: PROVISIONS GOVERNING SPECIAL GROUPS

Part 263 is amended by adding a new section, designated § 263.4, to read as follows:

§ 263.4 *Certain alien crewmen.* An alien crewman who has not previously been registered under the Immigration and Nationality Act who has remained in the United States for more than 29 days and who has not been made the subject of deportation proceedings shall be fingerprinted on Form AR–4. The alien crewman's Form I–95A shall be endorsed to show that he has been fingerprinted, and such form shall constitute the evidence of registration required to be carried with him and in his personal possession by section 264 of the Immigration and Nationality Act.

PART 264—REGISTRATION OF ALIENS IN THE UNITED STATES: FORMS AND PROCEDURE

Paragraph (c) of § 264.1 *Alien-registration receipt card* is amended by adding subparagraph (5) which, when taken with the introductory material, will read as follows:

(c) *Forms constituting alien-registration receipt cards under the Immigration and Nationality Act.* In addition to any form specifically stated elsewhere in this chapter to be an alien-registration receipt card issued pursuant to section 264 (d) of the Immigration and Nationality Act, the forms listed in this paragraph shall, under the conditions specified, also constitute alien-registration receipt cards.

* * * * *

(5) *Form I–95A.* An alien crewman registered on Form AR–4 as provided in § 263.4 shall be given Form I–95A endorsed to show such registration and that form shall then be the alien crewman's registration receipt card.

PART 343a—NATURALIZATION AND CITIZENSHIP PAPERS LOST, MUTILATED, OR DESTROYED; NEW CERTIFICATE IN CHANGED NAME; CERTIFIED COPY OF REPATRIATION PROCEEDINGS

The second sentence of § 343a.12 *Submission of application, fees and documents* is amended to read as follows: "Applications under § 343a.11 (a) and (b) shall be accompanied by a fee of $5 (unless the applicant is exempted from the payment of a fee by section 344 (b) (7) of the Immigration and Nationality Act)."

PART 481—ADJUSTMENT OF STATUS OF NONIMMIGRANT TO THAT OF A PERSON ADMITTED FOR PERMANENT RESIDENCE IN ACCORDANCE WITH THE REFUGE RELIEF ACT OF 1953

The second sentence of § 481.13 *Medical examination* is amended by changing "§ 235.13 (c)" to "236.13 (c)"

(Sec. 103, 66 Stat. 173)

This order shall become effective on the date of its publication in the FEDERAL REGISTER. Compliance with the provisions of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1003) as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the rules prescribed by the order, other than those that relate to interpretative rules or to matters of agency procedure, clarify existing regulations.

Dated: September 16, 1954.

HERBERT BROWNELL, Jr.,
Attorney General.

Recommended: August 17, 1954.

J. M. SWING,
Commissioner of Immigration and Naturalization.

[F. R. Doc. 54–7526; Filed, Sept. 24, 1954; 8:45 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs. Amdt. 40–10]

PART 40—SCHEDULED INTERSTATE AIR CARRIER CERTIFICATION AND OPERATION RULES

QUALIFICATION OF FLIGHT CREW MEMBERS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 21st day of September 1954.

At the present time § 40.261 (d) of Part 40 of the Civil Air Regulations requires that where a flight engineer is required a flight crew member in addition to the flight engineer shall be sufficiently qualified that, in the event of illness or other incapacity of the flight engineer, emergency coverage can be provided for the flight engineer's duties. The subsection specifically states that a pilot need not hold a flight engineer certificate so to function at such time.

In connection with the proceedings resulting from a petition of the Air Transport Association for the amendment of certain provisions of Part 40 with respect to the necessity for and training of flight engineers, it came to the Board's attention that some individuals interpreted the last sentence of § 40.261 (d) as allowing a pilot to serve in the capacity of flight engineer only at a time when the aircraft is in an emergency situation. The intent of the sentence was to make clear that a pilot as such will be considered sufficiently qualified without holding a flight engineer certificate to provide emergency coverage at a time when, due to illness or other incapacity, the flight engineer cannot carry out his duties. In order that there may be no misunderstanding on this point the Board is promulgating this amendment.

Since this amendment is interpretive in nature and imposes no burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective without prior notice.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 40 of the Civil Air Regulations (14 CFR Part 40, as amended) effective immediately, by amending the last sentence of § 40.261 (d) to read as follows: "A pilot need not hold a flight engineer certificate to function in the capacity of a flight engineer for such emergency coverage."

(Sec. 205; 52 Stat. 984; 49 U. S. C. 425. Interpret or apply secs. 601, 604, 605; 42 Stat. 1007, 1010, as amended; 49 U. S. C. 551, 554, 555)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 54–7544; Filed, Sept. 24, 1954; 8:50 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 6159]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ED HAMILTON FURS, INC., OF OREGON, ET AL.

Subpart—*Advertising falsely or misleadingly:* § 3.15 *Business status, advantages, or connections:* History; producer status of dealer or seller· *Manufacturer;* Stock, product or service; § 3.25 *Competitors and their products:* Competitors' prices; § 3.30 *Composition of goods;* § 3.57 *Formal regulatory and statutory requirements:* Fur Products Labeling Act; § 3.90 *History of product or offering;* § 3.130 *Manufacture or preparation,* § 3.135 *Nature:* Product or service; § 3.140 *Old, reclaimed, or reused as new;* § 3.150 *Premiums and prizes:* Premiums; prizes; § 3.155 *Prices:* Comparative; coupon, certificate, check, credit voucher, etc., values; exaggerated as regular and customary· forced or sacrifice sales: retail or selling as wholesale, jobbing, factory distributors' etc., or discounted; savings and discounts subsidized; usual as reduced, special, etc., § 3.160 *Promotional sales plans;* § 3.175 *Quality of product or service;* § 3.200 *Sample, offer or order conformance;* § 3.235 *Source or origin.* History· maker or seller, etc., place: *In general, Foreign, in general;* § 3.275 *Undertakings, in general;* § 3.285 *Value.* Subpart—*Delaying or withholding corrections, adjustments, or action owed.* § 3.675 *Delaying or withholding corrections, adjustments, or action owed.* Subpart—*Disparaging competitors and their products*—Competitors' products: § 3.1005 *Prices.* Subpart—*Misbranding or mislabeling:* § 3.1185 *Composition,* § 3.1212 *Formal regulatory and statutory requirements:* Fur Products Labeling Act; § 3.1225 *History;* § 3.1260 *Nature;* § 3.1325 *Source or origin.* History· maker or seller, etc.. *Fur Products Labeling Act;* Place: *In general; Foreign, in general.* Subpart—*Misrepresenting oneself and goods*—Goods: § 3.1590 *Composition,* § 3.1623 *Formal regulatory and statutory requirements:* Fur Products Labeling Act; § 3.1650 *History of product;* § 3.1685 *Nature;* § 3.1695 *Old, secondhand, reclaimed or reconstructed as new;* § 3.1745 *Source or origin.* Maker or seller, etc., place: *In general, Foreign, in general.* Subpart—*Neglecting, unfairly or deceptively, to make material disclosure:* § 3.1845 *Composition.* Fur Products labeling Act; § 3.1852 *Formal regulatory*

and statutory requirements: Fur Products Labeling Act; § 3.1854 *History of product:* Fur Products Labeling Act; § 3.1870 *Nature:* Fur Products Labeling Act; § 3.1880 *Old, used, reclaimed, or reused as unused or new:* Fur Products Labeling Act; § 3.1900 *Source or origin.* Maker or seller, etc.. *Fur products Labeling Act;* Place: *Foreign, in general:* Fur Products Labeling Act. Subpart—*Offering unfair improper and deceptive inducements to purchase or deal:* § 3.1925 *Coupon, certificate, check, credit voucher etc., deductions in price;* § 3.1950 *Forced sale and price concessions;* § 3.2020 *Premium or premium conditions;* § 3.2060 *Sample, offer or order conformance;* § 3.2070 *Special offers, savings and discounts;* § 3.2090 *Undertakings, in general.* Subpart—*Using misleading name*—Goods: § 3.2315 *Nature.* I. In connection with the introduction, or manufacture for introduction, into commerce, etc., of any fur product; or in connection with the manufacture for sale, sale, etc., of any fur product made in whole or in part of fur shipped and received in commerce; as "commerce" "fur", and "fur products" are defined in the Fur Products Labeling Act: (A) Misbranding, false advertising, or false invoicing of fur products by: (1) Failing to affix labels to fur products, failing to show in advertisements of fur products, or failing to furnish invoices to purchasers of fur products, showing: (a) The name or names of the animal or animals producing the fur contained in the fur products as set forth in the Fur Products Name Guide and as permitted under the rules and regulations; (b) that the fur product contains or is composed of used fur, when such is a fact; (c) that the fur product is secondhand, when such is a fact; (d) that the fur product contains or is composed of bleached, dyed, or otherwise artifically colored fur, when such is a fact; (e) that the fur product is composed in whole or in substantial part of paws, tails, bellies, or waste fur, when such is a fact; (f) the name of the country or origin of any imported furs used in a fur product; (2) abbreviating parts of the information required under the Fur Products Labeling Act and the rules and regulations thereunder; (3) using terms descriptive of the breed, species, strain, or coloring of an animal which connote a false geographical origin of the animal; (4) using the term "Hudson Seal" or any other coined name, as being descriptive of the fur of an animal which is in fact fictitious or non-existent; (5) using the term "assembled" to describe fur products or fur mats or plates made of the pieces set out in Rule 20 (a) of the regulations under the Fur Products Labeling Act without disclosing the named pieces; (6) using on labels attached to fur products, in advertisements of fur products, and on invoices of fur products, the name of another animal in addition to the name of the animal actually producing the fur contained in the fur product; (B) Misbranding respondents' fur products by: (1) Falsely or deceptively labeling or otherwise identifying said fur product, or using labels affixed to such products which contain any form of misrepresentation or deception with respect to such fur products; (2) setting out on labels attached to fur products the required information in type smaller than pica or 12 point; mingling non-required information with required information; or using handwriting in describing any of the required information; (3) failing to set out the applicable parts of the required information on labels in the sequence provided in Rule 30 of the regulations under the Fur Products Labeling Act; (4) failing to set forth on required labels attached to fur products the name or other identification issued and registered by the Commission of one or more persons who manufactured such fur products for introduction into commerce, introduced it in commerce, sold it in commerce, advertised or offered it for sale in commerce, or transported or distributed it in commerce; (C) falsely advertising fur products by representing, directly or by implication: (1) That the price of any such product is a wholesale price or is so low as to attract other retailers as customers unless such is the fact; (2) that the customary or regular price of any such product is any amount in excess of the price at which such product has been offered for sale in good faith or has been sold by respondents in the recent regular course of business; (3) that the regular price of any such product is a reduced price; (4) that a price enables purchasers to make any saving in excess of the difference between said price and the price at which comparable products sold at the time specified or, if no time is specified, in excess of the difference between said price and the current price at which comparable products are sold; (5) that any such product is of a higher grade, quality, or value than is the fact; (6) that any said products were acquired at "close out sales" or other distress sales or were acquired under other special conditions conducive to low or bargain prices unless such is the fact; (7) that the designer of any such product, the source from which it was obtained, or the person for whom it was originally intended is other than the fact; (8) that any such product was originally intended to sell or be priced at a higher price unless products of like grade and quality were customarily so priced and sold; and, II, in connection with the offer for sale, sale, and distribution of fur products in commerce, as "commerce" is defined in the Federal Trade Commission Act: (1) Making any of the representations listed in "C" "(1)" through "(8)" of the instant order; (2) representing, directly or by implication: (a) That respondents manufacture or design any of said products, unless such is the fact; (b) that the number of said products available for sale is other than the fact; (c) that the price of any said product is lower than competitors' products of comparable quality, unless such is the fact; (d) that respondents have engaged in the fur business for a longer period of time than is the fact; (e) that merchandise certificates have any value in excess of the amount of reduction from the regular price of a fur product allowed a purchaser presenting said certificate for credit; (f) that the total value, individual value, or number of the awards to be made by respondents in any manner is other than the fact; (3) increasing the price of any of said products for the purpose of nullifying any part of the value of respondents' merchandise certificates presented for credit on the purchase of said product; and (4) refusing to honor at face value or placing any limitation on the honoring of any merchandise certificate or other award issued by respondents unless the basis for refusal or limitation is clearly and conspicuously set forth in the certificate or award and in the advertising referring to said certificates or awards; prohibited.

(Sec. 6, 38 Stat. 722; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat. 179; 15 U. S. C. 45, 69f) [Cease and desist order, Ed Hamilton Furs, Inc., of Oregon (Portland, Oreg.), et al., Docket 6159, August 26, 1954.]

In the Matter of Ed Hamilton Furs, Inc., of Oregon, a Corporation; Ed Hamilton Furs, Inc., of Washington, a Corporation; and Ed Hamilton and Elizabeth Hamilton, Individually and as Officers of Said Corporations

This proceeding was heard by Abner E. Lipscomb, hearing examiner, upon the complaint of the Commission, which charged respondents with acts and practices in violation of the Federal Trade Commission Act, the Fur Products Labeling Act, and the Rules and Regulations promulgated thereunder; respondents' answer, subsequently withdrawn, as hereinbelow noted; and upon an agreement of counsel and stipulation for consent order submitted pursuant thereto to said examiner.

By the terms of said stipulation, respondents admitted all the jurisdictional allegations set forth in the complaint and stipulated that the record in the instant matter might be taken as if the Commission had made findings of jurisdictional facts in accordance with such allegations; requested that their said answer be withdrawn and expressly waived the filing of an answer to the complaint and further procedure before said examiner and the Commission; and agreed that the order contained in said stipulation should have the same force and effect as if made after a full hearing, presentation of evidence, and findings and conclusions thereon, and specifically waived all right, power, or privilege to contest the validity of said order.

Said stipulation recited that said complaint might be used in construing the terms of said order, and that such order might be altered, modified, or set aside, in the manner provided by statute for orders of the Commission, and that said stipulation for consent order, together with the complaint, should constitute the entire record of the proceeding, and that the order contained therein might be entered upon the record, in disposition of the proceeding, without further notice.

Thereafter said examiner, having concluded, in view of the provisions of said stipulation for consent order that respondents' request that their answer to the complaint be withdrawn, should be granted, and that such action, together with the issuance of the order contained in said stipulation, would resolve all the

issues arising by reason of the complaint in the proceeding and respondents' answer thereto, and would safeguard the public interest to the same extent as could be accomplished by full hearing, and all other adjudicative procedure waived in said stipulation, made his initial decision, setting forth the aforesaid matters, and, in consonance with the terms of said agreement, accepted the stipulation for consent order submitted, granted respondents' request that their answer to the complaint be withdrawn, and issued order to cease and desist in accordance therewith.

No appeal having been filed from said initial decision of said hearing examiner, as provided for in Rule XXII of the Commission's rules of practice, nor any other action taken as thereby provided to prevent said initial decision becoming the decision of the Commission thirty days from service thereof upon the parties, said initial decision, including said order, accordingly, under the provisions of said Rule XXII became the decision of the Commission on August 26, 1954.

Said order is as follows:

It is ordered, That respondent Ed Hamilton Furs, Inc., of Oregon, a corporation, and its officers, respondent Ed Hamilton Furs, Inc., of Washington, a corporation, and its officers, and respondents Ed Hamilton and Elizabeth Hamilton, individually and as officers of said corporations, and their respective representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce of any fur product; or in connection with the manufacture for sale, sale, advertising, offering for sale, transportation or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce; as "commerce," "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

(A) Misbranding, false advertising, or false invoicing of fur products by:

(1) Failing to affix labels to fur products, failing to show in advertisements of fur products, or failing to furnish invoices to purchasers of fur products, showing:

(a) The name or names of the animal or animals producing the fur contained in the fur products as set forth in the Fur Products Name Guide and as permitted under the rules and regulations;

(b) That the fur product contains or is composed of used fur, when such is a fact;

(c) That the fur product is secondhand, when such is a fact;

(d) That the fur product contains or is composed of bleached, dyed or otherwise artificially colored fur, when such is a fact;

(e) That the fur product is composed in whole or in substantial part of paws, tails, bellies or waste fur, when such is a fact;

(f) The name of the country of origin of any imported furs used in a fur product;

(2) Abbreviating parts of the information required under the Fur Products Labeling Act and the rules and regulations thereunder;

(3) Using terms descriptive of the breed, species, strain, or coloring of an animal which connote a false geographical origin of the animal;

(4) Using the term "Hudson Seal," or any other coined name, as being descriptive of the fur of an animal which is in fact fictitious or non-existent;

(5) Using the term "assembled" to describe fur products or fur mats or plates made of the pieces set out in Rule 20 (a) of the regulations under the Fur Products Labeling Act without disclosing the named pieces;

(6) Using on labels attached to fur products, in advertisements of fur products, and on invoices of fur products, the name of another animal in addition to the name of the animal actually producing the fur contained in the fur product.

(B) Misbranding their fur products by:

(1) Falsely or deceptively labeling or otherwise identifying said fur product, or using labels affixed to such products which contain any form of misrepresentation or deception with respect to such fur products;

(2) Setting out on labels attached to fur products the required information in type smaller than pica or 12 point; mingling non-required information with required information; or using handwriting in describing any of the required information;

(3) Failing to set out the applicable parts of the required information on labels in the sequence provided in Rule 30 of the regulations under the Fur Products Labeling Act;

(4) Failing to set forth on required labels attached to fur products the name or other identification issued and registered by the Commission of one or more persons who manufactured such fur products for introduction into commerce, introduced it in commerce, sold it in commerce, advertised or offered it for sale in commerce, or transported or distributed it in commerce.

(C) Falsely advertising fur products by representing, directly or by implication:

(1) That the price of any such product is a wholesale price or is so low as to attract other retailers as customers unless such is the fact;

(2) That the customary or regular price of any such product is any amount in excess of the price at which such product has been offered for sale in good faith or has been sold by respondents in the recent regular course of business;

(3) That the regular price of any such product is a reduced price;

(4) That a price enables purchasers to make any saving in excess of the difference between said price and the price at which comparable products sold at the time specified or, if no time is specified, in excess of the difference between said price and the current price at which comparable products are sold;

(5) That any such product is of a higher grade, quality or value than is the fact;

(6) That any said products were acquired at "close out sales" or other distress sales or were acquired under other special conditions conducive to low or bargain prices unless such is the fact;

(7) That the designer of any such product, the source from which it was obtained, or the person for whom it was originally intended is other than the fact;

(8) That any such product was originally intended to sell or be priced at a higher price unless products of like grade and quality were customarily so priced and sold.

It is further ordered, That respondent Ed Hamilton Furs, Inc., of Oregon, a corporation, and its officers, respondent Ed Hamilton Furs, Inc., of Washington, a corporation, and its officers, respondents Ed Hamilton and Elizabeth Hamilton, individually and as officers of said corporations, and their respective representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of fur products in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Making any of the representations listed in sub-paragraphs C (1) through (8) of this order;

(2) Representing, directly or by implication:

(a) That they manufacture or design any of said products, unless such is the fact;

(b) That the number of said products available for sale is other than the fact;

(c) That the price of any said product is lower than competitors' products of comparable quality, unless such is the fact;

(d) That they have engaged in the fur business for a longer period of time than is the fact;

(e) That merchandise certificates have any value in excess of the amount of reduction from the regular price of a fur product allowed a purchaser presenting said certificate for credit;

(f) That the total value, individual value, or number of the awards to be made by respondents in any manner is other than the fact;

(3) Increasing the price of any of said products for the purpose of nullifying any part of the value of their merchandise certificates presented for credit on the purchase of said product;

(4) Refusing to honor at face value or placing any limitation on the honoring of any merchandise certificate or other award issued by them unless the basis for refusal or limitation is clearly and conspicuously set forth in the certificate or award and in the advertising referring to said certificates or awards.

It is further ordered, That the answer to the complaint herein filed by respondents on February 25, 1954, be, and the same hereby is, withdrawn from the record.

By "Decision of the Commission and Order to File Report of Compliance", Docket 6159, August 26, 1954, which announced and decreed fruition of said initial decision, report of compliance was required as follows:

It is ordered, That respondents Ed Hamilton Furs, Inc., of Oregon, a corporation; Ed Hamilton Furs, Inc., of Washington, a corporation; and Ed Hamilton and Elizabeth Hamilton, individually and as officers of said corporations, shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: August 26, 1954.

By the Commission.

[SEAL] ROBERT M. PARRISH, *Secretary.*

[F. R. Doc. 54-7528; Filed, Sept. 24, 1954; 8:45 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 53592]

PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

PART 16—LIQUIDATION OF DUTIES

CLEARANCE OF ARTICLES UNDER THE $200 OR $300 EXEMPTION

Sections 10.17 (k) 10.19, 10.20, and 16.12 (c) of the Customs Regulations, relating to the declaration and clearance through customs under the $200 or $300 exemption of articles which do not accompany a returning resident or are shipped in bond and to liquidation of entries, amended.

To facilitate and expedite the clearance through customs by returning residents of the United States of articles acquired by them on the trip abroad for which they claim the $200 or $300 exemption but which do not accompany them or are forwarded in bond to another port for customs clearance and in order to conserve customs manpower, the Customs Regulations are amended as follows:

1. Section 10.17 (k) is amended to read:

(k) *Unaccompanied articles.* It is not necessary that articles accompany a resident at the time of his return to the United States to be within the $200 or $300 exemption. See § 10.20 (b) However, customs officers shall apply the exemptions only to articles before them for examination, and the application of an exemption to unaccompanied articles shall be finally determined only after they have been imported and the importer has performed the acts required of him for their customs clearance. If any allowance of the $200 or $300 exemption is to be claimed in respect of any articles not cleared at the time of a resident's return, whether such articles have already arrived, will arrive later, or are being shipped in bond to another port, they must be declared in writing to a customs officer. Such declaration of articles accompanying the resident shall be made at the time of the resident's return to the United States. A declaration for articles not accompanying the resident on his return should be made by him in writing at the time and place of his return, but if satisfactory reasons are given to the collector for failure to so declare such articles, a written declaration may be accepted, either at the port of clearance of the article or at the port of the resident's return, for such articles within one year after the return. An application to make such supplemental declaration shall be accompanied by any invoices, receipts, and any other available pertinent data to aid the collector in determining whether the articles were acquired abroad by the claimant as an incident of a journey made by him and are for his personal or household use. The supplemental declaration shall be made on customs Form 6059 or 6063, as the case may be, appropriately modified.

(Sec. 201 (par. 1798), 46 Stat. 693, as amended, sec. 498, 46 Stat. 728, as amended; 19 U. S. C. 1201 (par. 1798), 1498)

2. Section 10.19 is amended as follows:

a. Paragraph (a) is amended by deleting the third sentence and substituting therefor: "The declaration may be submitted to a United States customs officer stationed in a foreign country for that purpose if one is available and all the articles presented to him for inspection and clearance are within allowable exemptions."

b. Paragraph (b) is amended by inserting "and none is forwarded in bond" after the words "his arrival" where they appear the second time.

c. Paragraph (j) is amended to read as follows:

(j) *Examination in foreign territory.* (1) When the baggage of a returning resident who is required to execute a written declaration (paragraphs (b) and (c) of this section) is examined and passed by a customs officer stationed in foreign territory, the declaration shall be executed in triplicate. The original and a certified duplicate of the baggage declaration shall be returned to the declarant for surrender to the customs officer on the train or ferry on which the declarant returns to the United States, or to the customs officer at the port of return, in order that such customs officer may determine what exemption, if any, has already been granted. If the certified duplicate is not required for the subsequent clearance of an unaccompanied shipment or one forwarded in bond, the certification thereon shall be effectively obliterated and the copy returned to the declarant.

(2) When a declarant, whose baggage has been examined and passed in foreign territory in accordance with subparagraph (1) of this paragraph, subsequently acquires additional articles before he returns to the United States, the customs officer to whom the original declaration is surrendered as provided for in subparagraph (1) of this paragraph may permit the amendment of that declaration to include articles not previously declared. In such a case, a suitable notation shall be made by the customs officer on the original declaration to indicate the articles added thereto. If the certified duplicate is required for clearance of unaccompanied goods or a shipment in bond, before it is returned to the declarant it shall be completed by the customs officer, who shall note or have noted thereon the additional articles declared, the total exemption granted by him and by the officer in foreign territory, and his certificate that the additional articles are covered by a declaration on file at the port of arrival. If the aggregate declared purchase prices or values exceed the allowable exemptions, the values determined for United States customs purposes of all articles for which exemptions are granted at the port of a resident's return shall be noted on the declaration filed at such port and also on the certified duplicate. The customs officer who gives final clearance to the passenger shall not furnish to the declarant any certified copy of the passenger's declaration in addition to the duplicate certified by the customs officer in foreign territory.

(Sec. 498, 46 Stat. 728, as amended; 19 U. S. C. 1498)

3. Section 10.20 is amended as follows:

a. Paragraph (b) (2) is amended by changing the period at the end of the first sentence to a comma and adding the following: "unless the local collector with the approval of the Bureau of Customs authorizes acceptance of declarations in original only in such cases."

b. Paragraph (b) (3) is amended to read:

(3) The certified copy may be used as an entry form at the port of clearance for articles included in a baggage declaration which did not accompany a declarant at the time of his return or were shipped in bond to another port, including articles subject to duty, but not including any shipment containing articles other than personal or household effects[29] when the aggregate value of the articles in the shipment not classifiable as personal or household effects exceeds $250. If practicable, the declarant shall forward the certified copy to the foreign shipper for attachment to the unaccompanied shipment[29a] with instructions that the shipper shall stamp or endorse the parcel to show that a certified copy of a baggage declaration is enclosed.

c. The first sentence of paragraph (b) (4) is amended to read:

(4) If it is expected that declared articles not cleared when the declarant arrives will be included in more than one shipment, including any shipment in bond or of checked baggage not in bond, no copy of the declaration shall be certified by the customs officer but if an extra copy has been prepared by the declarant it shall be returned to him, not certified, for reference purposes. * * *

d. The footnote reference at the end of the second sentence in paragraph (b) (4) is changed to "29a"

e. Paragraph (b) (5) is amended to read:

(5) When a shipment arrives with customs Form 3349 enclosed therein or attached to the shipping papers, and in

other cases where allowance under the $200 or $300 exemption is claimed, the collector at the port where the shipment is held for clearance shall verify the claimant's right to an exemption. For this purpose, if the exemption is claimed elsewhere than at the port of the claimant's return, the collector may require (i) the submission of the certified duplicate copy of the claimant's baggage declaration or (ii) in the absence of a certified copy, the submission of a declaration of the claimant on customs Form 6059–B. Upon receipt of a properly executed declaration on customs Form 6059–B at the clearance port, such form may be used in the same manner as a certified duplicate declaration. In any case in which a collector, without obtaining a declaration on customs Form 6059–B from the claimant, verifies a claim made for allowance under the $200 or $300 exemption by filling in the top portion of customs Form 6059–A and forwarding it to the port where the claimant returned to the United States, upon the return of the properly completed customs Form 6059–A to the clearance port, such form shall also be treated in all respects as a certified duplicate declaration and disposed of in the same manner. See § 10.17 (k) as to supplemental declarations for undeclared articles.

f. A new subparagraph (5–1) is added to paragraph (b) to read:

(5–1) The provisions of subparagraphs (2) and (4) of this paragraph relating to the issuance of a certified duplicate declaration and cards on customs Form 3349, respectively, shall be applicable when a supplemental declaration is made by a resident under § 10.17 (k) at the port of his return if he made only an oral declaration at the time of his return.

g. Paragraph (b) (6) is amended by inserting the words "at the port of clearance" after the word "collector"

h. Paragraph (c) is amended to read:

(c) *Replacements.* When any article declared by a returning resident is not found, or is so broken or destroyed as to constitute a nonimportation (§ 10.17 (l)) and a replacement for such article may be claimed to be free under the $200 or $300 exemption, there shall be issued to the importer for subsequent use in clearing the replacement article an extract of any certified duplicate baggage declaration or Form 6059–A previously issued for the article or, in the absence of either of the foregoing, customs Form 3349 showing both the port of issuance and the port where the resident returned may be issued.

(Sec. 498, 46 Stat. 728, as amended; 19 U. S. C. 1498)

i. Footnote 29 to § 10.20 is redesignated "29a" and a new footnote 29 is inserted to read as follows:

[29] The term "personal or household effects" as used here and in § 10.21 (c) includes only articles for personal and household use.

(Sec. 624, 46 Stat. 759; 19 U. S. C. 1624.)

4. Section 16.12 (b) is amended to read:

(b) The liquidation of free original or certified duplicate baggage entries on customs Form 5123, 6059, 6059–A, 6059–B, or 6063 shall not be listed on any notice.

(Sec. 505, 46 Stat. 732; 19 U. S. C. 1505.)

(Sec. 624, 46 Stat. 759; 19 U. S. C. 1624)

[SEAL] RALPH KELLY,
Commissioner of Customs.

Approved: September 20, 1954.

H. CHAPMAN ROSE,
Acting Secretary of the Treasury.

[F. R. Doc. 54–7553; Filed, Sept. 24, 1954; 8:52 a. m.]

[T. D. 53591]

PART 15—RELIEF FROM DUTIES ON MERCHANDISE LOST, STOLEN, DESTROYED, INJURED, ABANDONED, OR SHORT-SHIPPED

SHORTAGES OF IMPORTED MERCHANDISE

In order to simplify the procedures prescribed for obtaining an allowance in duties in the liquidation of entries for lost or missing merchandise included in the entries, and to give collectors of customs authority to determine what type of proof of shortage is sufficient in the circumstances of the individual cases, § 15.8 of the Customs Regulations is hereby amended to read as follows:

15.8 *Shortages; lost packages; deficiencies in contents of packages.* (a) Allowance shall be made in the assessment of duties for lost or missing merchandise included in the entry whenever it is established to the satisfaction of the collector of customs before the liquidation of the entry becomes final that the merchandise claimed to be lost or missing was not imported. The foregoing shall not apply in the case of merchandise arriving under an I. T. entry.[10]

(b) Allowance for deficiency in any package reported to the collector by the appraiser or other customs officer shall be made in the liquidation of the entry but no customs officer except an appraiser or other customs officer making an examination contemplated by section 499, Tariff Act of 1930, as amended, shall report a supposed deficiency to the collector unless it is established to the satisfaction of the reporting officer that the merchandise was not imported.

(Sec. 499, 46 Stat. 728, as amended; 19 U. S. C. 1499)

(R. S. 251, sec. 624, 46 Stat. 759; 19 U. S. C. 66, 1624)

[SEAL] RALPH KELLY,
Commissioner of Customs.

Approved: September 20, 1954.

H. CHAPMAN ROSE,
Acting Secretary of the Treasury.

[F. R. Doc. 54–7554; Filed, Sept. 24, 1954; 8:52 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter XVIII—National Shipping Authority, Maritime Administration, Department of Commerce

[NSA Order 3 (AGE–2, Amdt. 1)]

NSA 3—(AGE–2)—GENERAL AGENTS, AGENTS, AND BERTH AGENTS

EXECUTION OF APPLICATION

Effective as of the date of publication in the FEDERAL REGISTER, NSA Order No. 3 (AGE–2) (16 F. R. 2888) is hereby amended by adding a new paragraph designated "(d)" immediately following paragraph "(c)" of section 5 *Execution of application* to read as follows:

(d) Whenever any material change or changes occur which affect the ownership or organization of the applicant, including officers, the executive personnel management, citizenship, vessel ownership and financial resources, the applicant is required to file promptly a report of such change or changes with the Director, Office of National Shipping Authority and Government Aid.

(49 Stat. 1987, as amended; 46 U. S. C. 1114)

Approved: September 20, 1954.

[SEAL] C. H. MCGUIRE,
Director, Office of National Shipping Authority and Government Aid.

[F. R. Doc. 54–7556; Filed, Sept. 24, 1954; 8:53 a. m.]

TITLE 35—PANAMA CANAL

Chapter I—Canal Zone Regulations

Appendix—Canal Zone Orders

[Canal Zone Order 34]

ESTABLISHING UNITED STATES NAVAL RESERVATION, RODMAN, CANAL ZONE, AND REDUCING WEST BANK NAVAL RESERVATION, CANAL ZONE

By virtue of the authority vested in the President of the United States by section 5 of title 2 of the Canal Zone Code, as amended by section 1 of act September 26, 1954, 64 Stat. 1038, and delegated to me by Executive Order No. 9746 of July 1, 1946, as amended by Executive Order No. 10101 of January 31, 1950, and after consultation with the Secretary of the Navy, it is ordered as follows:

SECTION 1. *Setting apart of reservation, boundary.* The area of land in the Canal Zone hereinafter described as United States Naval Reservation, Rodman, Canal Zone, is hereby set apart and assigned to the uses and purposes of a naval reservation, and to be under the control and jurisdiction of the Secretary of the Navy, subject to the provisions of section 2 of this order.

Beginning at monument "A", which is a 2-inch iron pipe set in concrete, located northwesterly from the intersection of Thatcher Highway and Bruja Road and 75.0 feet northeasterly and at right angles from

the centerline of the 18 foot wide concrete pavement of Thatcher Highway, the geodetic position of which, referred to the Canal Zone triangulation system, is in latitude 8° 57' N. plus 1,879.0 feet and longitude 79° 35' W. plus 3,399.5 feet from Greenwich.

Thence from said initial point by metes and bounds:

Westerly, along a line parallel to and 75.0 feet northerly from the centerline of the generally 18 foot wide concrete pavement of Thatcher Highway, to monument N. A. D.–1, which is a 1½-inch iron pipe, the geodetic position of which is in latitude 8° 57' N. plus 2,645.5 feet and longitude 79° 37' W. plus 2,894.2 feet;

S. 80° 56' 00" W., 691.1 feet, through monument No. 1–A, which is an iron rod in concrete, to monument N. A. D.–2, which is an iron rod in concrete, the distances being 301.9 feet and 389.2 feet, successively, from beginning of the course;

N. 82° 02' 10" W., 855.8 feet, through monument No. 2–A, which is an iron rod in concrete, to monument N. A. D.–3, which is an iron rod in concrete, the distances being 365.7 feet and 490.1 feet, successively, from beginning of the course;

N. 49° 36' 20" W., 351.3 feet, through monument No. 3–A, which is an iron rod in concrete, to monument No. 3–B, which is an iron rod in concrete, the distances being 126.3 feet and 225.0 feet, successively, from beginning of the course;

S. 45° 00' 00" W., 1,307.5 feet, to monument "B" which is a 2-inch iron pipe set in concrete, located 200.0 feet northerly and at right angles from the centerline of the 21 foot wide concrete pavement of Thatcher Highway, the geodetic position of which is in latitude 8° 57' N. plus 1,958.1 feet and longitude 79° 37' W. plus 5,616.2 feet;

Southwesterly, along a line parallel to and 200.0 feet northwesterly from the generally 18 foot wide concrete pavement of Thatcher Highway, to monument "C" which is a 2-inch iron pipe set in concrete, located northeasterly from the intersection of Thatcher Highway and military K–6 Road and is 200.0 feet northerly and at right angles from the 21 foot wide pavement of Thatcher Highway and 50.0 feet easterly and at right angles from the centerline of the 21 foot wide macadam pavement of the above mentioned K–6 Road, the geodetic position of which is in latitude 8° 57' N. plus 921.3 feet and longitude 79° 38' W. plus 920.3 feet;

Northerly and northeasterly, along a line parallel to and 50.0 feet easterly from the centerline of the macadam and gravel pavements of the military K–6 Road, and 50.0' southeasterly from the centerline of the gravel pavement of the military K–9 Road, to monument "D" which is a 2-inch iron pipe set in concrete, located on the southerly boundary of Army License No. 732, which is in latitude 8° 59' N. plus 0.0 feet and longitude 79° 37' W. plus 2,679.8 feet;

Due East, 285.3 feet, along the southerly boundary of Army License No. 732, to monument "E" which is a 2-inch iron pipe set in concrete, located 50.0 feet southwesterly and at right angles from the centerline of the gravel pavement of the military K–9 Road;

Southeasterly, along a line parallel to and 50.0 feet southwesterly from the centerline of the gravel pavement of the military K–9 Road, to an unmarked point called "F" located in the centerline of the South Branch of the Rio Cocoli, which is in latitude 8° 53' N. plus 4,975 feet, more or less, and longitude 79° 36' W. plus 5,775 feet, more or less.

Southwesterly, along the centerline of the South Branch of the Rio Cocoli, to an unmarked point called "G" which is in latitude 8° 53' N. plus 3,199.7 feet and longitude 79° 37' W. plus 258 feet, more or less;

Due East, 374 feet, more or less, to monument NB–13, which is an iron rod in concrete in latitude 8° 53' N. plus 3,199.7 feet and longitude 79° 36' W. plus 5,897.4 feet;

Due East, 2,097.2 feet, through monuments NB–12, NB–11, NB–10 and NB–9, which are iron rods in concrete, to monument NB–8, which is an 8-inch square concrete post, the distances being 445.0 feet, 395.1 feet, 231.4 feet, 481.5 feet and 544.2 feet, successively, from beginning of the course;

Due North, 730.1 feet, to monument NB–7, which is an 8-inch square concrete post;

Due East, 1,410.1 feet, through monuments NB–6, NB–5, NB–4 and NB–3, which are iron rods in concrete, to monument NB–2, which is an 8-inch square concrete post, the distances being 291.1 feet, 290.4 feet, 600.5 feet, 138.6 feet and 89.5 feet, successively, from beginning of the course;

Due South, 1,035.6 feet, through monument NB–1, which is an iron rod in concrete, to monument A–9, which is an 8-inch square concrete post, the distances being 585.5 feet and 450.1 feet, successively, from beginning of the course;

Due East, 4,255.4 feet, through monuments A–10, A–11, A–12, A–13, A–14, A–15, A–16, A–17 and A–18, which are iron rods in concrete, to A–19, which is a 2-inch iron pipe set in concrete, located 75.0 feet westerly and at right angles from the centerline of the 30 foot wide concrete pavement of Bruja Road, the distances being 203.5 feet, 245.2 feet, 716.7 feet, 587.1 feet, 1,055.3 feet, 530.0 feet, 421.1 feet, 204.0 feet, 166.3 feet and 61.2 feet, successively, from beginning of the course. The geodetic position of monument A–19 is in latitude 8° 58' N. plus 2,694.3 feet and longitude 79° 35' W. plus 4,147.5 feet;

Southerly, along a line parallel to and 75.0 feet westerly from the centerline of the 30 foot wide concrete pavement of Bruja Road, to monument "H" which is a 2-inch iron pipe set in concrete, located northwesterly from the intersection of Thatcher Highway and Bruja Road, the geodetic position of which is in latitude 8° 57' N. plus 1,910.1 feet and longitude 79° 35' W. plus 3,329.0 feet;

S. 66° 11' 00" W., 77.0 feet, to monument "A" the point of beginning.

The directions of the lines refer to the true meridian.

The above described tract contains an area of 2601 acres, more or less, and is as shown on Canal Zone Government drawing No. M–6117–5, entitled "Map Showing Boundary of United States Naval Reservation, Rodman, C. Z." scale 1:10,000, dated February 23, 1954, on file in the Office of the Governor of the Canal Zone, Balboa Heights, C. Z.

General. The surveys over the boundary were made in June 1941, February 1943, December 1953 and January and February 1954, and are recorded in Field Books numbered M–126, M–274, M–360 and M–484, and the geodetic positions of all points, referred to the Panama-Colon datum of the Canal Zone triangulation system, are on file in the office of the Surveys Branch, Engineering and Construction Bureau, the Panama Canal Company.

SEC. 2. *Conditions and limitations.* The reservation established by section 1 of this order shall be subject to the following conditions and limitations:

(a) The area comprising this reservation shall continue to be subject to the civil jurisdiction of the Government of the Canal Zone in conformity with the provisions of the Canal Zone Code as amended and supplemented.

(b) Personnel and equipment of the Canal Zone Government and of the Panama Canal Company shall be permitted free access to this reservation to carry out necessary operations of such agencies in, or in the vicinity of this reservation, in connection with the public health and sanitation, drainage, surveys, aids to navigation, power transmission and distribution, telephone service, water and sewerage facilities, et cetera; to inspect, maintain, repair, modify, or replace facilities or installations of such agencies within or adjacent to this reservation; and to install any additional services or utilities that are necessary to be installed through or upon, or in the vicinity of this reservation.

(c) No additional permanent structures or facilities shall be constructed or installed within a distance of 100.0 feet northerly from the centerline of the concrete pavement of Thatcher Highway (in its present location) between monument "A" and monument NAD–1.

SEC. 3. The area and the boundaries of West Bank Naval Reservation, Canal Zone, established by Executive Order No. 5849 of March 19, 1932, and enlarged by order of the Secretary of the Army, Canal Zone Order No. 12 of March 9, 1948, are hereby reduced and revised by removing from said reservation all land lying westerly from a line which is parallel to and 75.0 feet easterly from the centerline of the 30-foot wide concrete pavement of Bruja Road (in its present location) and northerly from Thatcher Highway.

SEC. 4. The Department of the Navy shall not be required to remove any existing structure or facility presently located in the area 75.0 feet to either side of the centerline of the 30-foot wide concrete pavement of Bruja Road and which is contiguous to portions of the boundaries of United States Naval Reservation, Rodman, and of West Bank Naval Reservation.

ROBERT T. STEVENS,
Secretary of the Army.

SEPTEMBER 18, 1954.

[F. R. Doc. 54–7529; Filed, Sept. 24, 1954; 8:46 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[8 CFR Parts 2, 8, 341a]

MISCELLANEOUS FEES

NOTICE OF PROPOSED RULE MAKING

Pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1003) notice is hereby given of the proposed issuance of the following rules relating to fees for service, documents, papers, and records not specified in the Immigration and Nationality Act. In accordance with subsection (b) of said section 4, interested persons may submit to the Commissioner of Immigration and Naturalization, Room 1060, Temporary Federal Office Building X, Nineteenth and East Capitol Streets, NE., Washington 25, D. C., written data, views, or arguments (in duplicate) relative to these proposed rules. Such representations may not be presented orally in any manner. All relevant material received within 20 days following the day of publication of this notice will be considered.

PART 2—SERVICE RECORDS; FEES

The third, fifth, sixth, and fifteenth items in § 2.5 *Fees for service, documents, papers, and records not specified in the Immigration and Nationality Act* are amended and a new item is added, so that, when taken with the introductory material, they will read as follows:

§ 2.5 *Fees for service, documents, papers, and records not specified in the Immigration and Nationality Act.* In addition to the fees enumerated in sections 281 and 344 of the Immigration and Nationality Act, the following fees and charges are prescribed:

* * * * *

For filing an appeal from, or a motion to reopen or reconsider, a decision in an exclusion or deportation proceeding. (The minimum fee of $25 shall be charged whenever such an appeal or motion is filed by or on behalf of two or more aliens and all of such aliens are covered by one decision.)---------- 25.00

* * * * *

For filing a motion to reopen or a motion to reconsider in any case arising under the Immigration and Nationality Act, except from a decision in an exclusion or deportation proceeding. (The minimum fee of $10.00 shall be charged whenever a motion to reopen or reconsider is filed by or on behalf of two or more aliens and all of such aliens are covered by one decision.)---------- 10.00

For filing application for Alien Registration Receipt Card or Form 257a, Form I-94C, or Form I-95A in lieu of one lost, mutilated or destroyed, or in changed name, or in lieu of Form AR-3 or AR-103---------- 5.00

* * * * *

For filing application for Certificate of Citizenship—Hawaiian Islands-- 12.00

* * * * *

For filing application for stay of deportation under 8 CFR 243.3 (b), except when made concurrently with a motion to reopen or reconsider a decision in an exclusion or deportation proceeding---------- 25.00

PART 8—REOPENING AND RECONSIDERATION

The first sentence of paragraph (f) *Fees* of § 8.11 *Motion to reopen or reconsider* is amended to read as follows: "Except as otherwise provided in this paragraph, a motion filed under this part shall be accompanied by a fee specified by, and remitted in accordance with, the provisions of Part 2 of this chapter."

PART 341a—CERTIFICATE OF CITIZENSHIP—HAWAIIAN ISLANDS

The third sentence of § 341a.11 *Application. fee* is amended to read as follows: "The application shall be accompanied by a fee of $12.00, by three photographs of the applicant as prescribed in Part 333 of this chapter, and by documentary evidence or pertinent excerpts therefrom, as described in § 341.12 of this chapter, tending to establish the applicant's citizenship."

(Title V, 65 Stat. 290; 5 U. S. C. 140; sec. 103, 66 Stat. 173; 8 U. S. C. 1103)

Dated: September 16, 1954.

HERBERT BROWNELL, Jr.,
Attorney General.

Recommended: August 17, 1954.

J. M. SWING,
Commissioner of Immigration and Naturalization.

[F. R. Doc. 54-7527; Filed, Sept. 24, 1954; 8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 988]

[Docket No. AO-195-A7]

HANDLING OF MILK IN KNOXVILLE, TENN., MARKETING AREA

NOTICE OF HEARING ON PROPOSED AMENDMENTS TO TENTATIVE MARKETING AGREEMENT AND TO ORDER, AS AMENDED

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900) notice is hereby given of a public hearing to be held in the Old Chancery Courtroom, Knox County Court House, Knoxville, Tennessee beginning at 10:00 a. m., e. s. t., September 29, 1954, for the purpose of receiving evidence with respect to proposed amendments hereinafter set forth, or appropriate modification thereof, to the tentative marketing agreement heretofore approved by the Secretary of Agriculture and to the order, as amended, regulating the handling of milk in the Knoxville, Tennessee marketing area (7 CFR Part 988) The proposed amendment has not received the approval of the Secretary of Agriculture.

The amendments to the order, as amended, regulating the handling of milk in the Knoxville, Tennessee milk marketing area were proposed by the Knoxville Milk Producers Association as follows:

1. Amend § 988.51 (a) to increase the Class I differential 45 cents per hundredweight from the effective date of this amendment through March 1955.

2. Amend provision in § 988.51 (a) so as to make the supply-demand provisions more responsive to current conditions and provide for increases as well as decreases in the Class I price differential.

3. Amend § 988.51 (b) by adding, that during the months of September through February the Class II price shall not be less than the basic formula price.

4. Amend § 988.10 as follows:

§ 988.10 *Producer* "Producer" means any person who sends Grade A milk to any fully regulated plant.

5. Delete § 988.9 and substitute therefor:

§ 988.9 *Pool plant.* (a) "Pool plant" means any plant from which a volume of Class I milk equal to not less than 10 percent of the receipts of milk from producers and other pool plants is disposed of to retail or wholesale outlets in the marketing area, or

(b) Any plant which ships a volume of milk equal to 50 percent of its receipts of milk from producers to a plant qualified pursuant to paragraph (a) of this section.

6. Add a new section as follows:

Approved plant. "Approved plant" means a plant from which Class I milk is disposed of in the marketing area, or shipped to a pool plant.

7. Amend § 988.11 (a) by deleting the words "fluid milk" and substituting the word "approved."

8. Amend § 988.41 (b) to provide for the prorating of allowable shrinkage according to plant utilization.

9. Amend § 988.70 and provide additional sections as necessary to provide that handlers shall make payment to the producers settlement fund with respect to other source milk allocated to Class I or distributed as Class I milk in the marketing area at the rate of the difference between the Class I price and the Class II price.

10. Consider the need for transportation differential with respect to prices under the order.

11. Make conforming changes as necessary throughout the order.

Proposed by the Dairy Division, Agricultural Marketing Service:

12. Amend § 988.43 so as to eliminate the mutual certification provisions.

13. Clarify the other source milk definition by specifying that Class II prod-

ucts not utilized in the plant during the month are not included.

14. Make such changes as may be required to make the entire marketing agreement and order conform with any amendments thereto that may result from this hearing.

Proposed by the Knoxville Milk Distributors:

15. Amend § 988.51 to provide that the price for all milk received at a fluid milk plant and transferred as milk to a nonfluid milk plant for condensing or cheese utilization shall be the price computed in said section less 20 cents and less a transportation allowance appropriate to the distance between the City Hall in Knoxville and the nonfluid milk plant; and to provide further that the price per hundredweight of all milk used to produce butter and the skim milk of which is dumped or disposed of for livestock feed shall be computed as follows: Multiply by 4.0 the arithmetic average of the daily wholesale price per pound of 90-score butter in the Chicago market as reported by the Department of Agriculture during the delivery period, add 15 percent thereof and deduct 35 cents.

Copies of this notice of hearing and of the order now in effect may be procurred from the Market Administrator, Flatiron Building, Room 205, Knoxville, Tennessee, or from the Hearing Clerk, Room 1371, South Building, United States Department of Agriculture, Washington 25, D. C., or may be there inspected.

Dated: September 23, 1954.

[SEAL] ROY W. LENNARTSON,
Deputy Administrator

[F. R. Doc. 54-7575; Filed, Sept. 24, 1954; 8:54 a. m.]

Commodity Stabilization Service

[7 CFR Part 814]

1955 SUGAR QUOTAS FOR PUERTO RICO

NOTICE OF HEARING ON PROPOSED ALLOTMENT

Pursuant to the authority contained in the Sugar Act of 1948, as amended (61 Stat. 922, as amended by 65 Stat. 318; 7 U. S. C. Sup. 1100) in accordance with the applicable rules of practice and procedure (7 CFR 801.1 et seq.) and on the basis of information before me, I do hereby find that the allotment of (1) the 1955 sugar quota for Puerto Rico for consumption in the continental United States, (2) the direct-consumption portion thereof, and (3) the 1955 sugar quota for local consumption in Puerto Rico is necessary to prevent disorderly marketing and importation of such sugar and to afford all interested persons an equitable opportunity to market such sugar in the continental United States and Puerto Rico, respectively, and hereby give notice that a public hearing will be held at Santurce, Puerto Rico, in the Conference Room, Caribbean Area Office, ASC, Segarra Building on October 19, 1954, at 10:00 a. m. The quotas and portions thereof to be allotted are referred to herein as "mainland quota," "direct-consumption portion" and "local quota," respectively.

The purpose of such hearing is to receive evidence to enable the Secretary of Agriculture to make fair, efficient, and equitable allotments of the above-mentioned quotas among persons (1) who produce and market Puerto Rican sugar to be brought into the continental United States for consumption therein, (2) who produce or refine and market direct-consumption sugar to be brought into the continental United States for consumption therein and (3) who produce and market sugar for local consumption in Puerto Rico. The hearing will relate first to the allotment of the 1955 mainland and local quotas. Immediately upon completion of this part of the hearing, evidence will be received in regard to the allotment of the direct-consumption portion of the 1955 mainland quota.

The findings made above are in the nature of preliminary findings based on the best information now available. It will be appropriate to present evidence at the hearings on the basis of which the Secretary of Agriculture may affirm, modify, or revoke such preliminary findings and make or withhold allotment of any such quota or portion thereof in accordance therewith.

In addition, the subjects and issues of this hearing also include (1) the manner in which the statutory factors of "processings from proportionate shares," "past marketings," and "ability to market," as provided in section 205 (a) of the said act, should be measured; (2) the relative weightings which should be given to these factors; (3) participation in the allotments by producers of sugarcane who receive sugar in settlement therefor; (4) the transfer or exchange of allotments; and (5) the manner in which sugar is to be charged to allotments.

Issued this 22d day of September 1954.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 54-7550; Filed, Sept. 24, 1954; 8:51 a. m.]

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Parts 701, 711, 712, 713]

MINIMUM WAGE RATES IN VARIOUS INDUSTRIES IN PUERTO RICO

NOTICE OF PUBLIC HEARINGS BEFORE SPECIAL INDUSTRY COMMITTEES NOS. 16-A, 16-B AND 16-C

In conformity with sections 5 and 8 of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1060, as amended, 29 U. S. C., and Sup. 201 et seq.) and in accordance with § 511.11 of the regulations issued pursuant thereto (Title 29 Chapter V Code of Federal Regulations, Part 511) notice is hereby given to all interested persons that three consecutive public hearings will be held beginning on October 19, 1954 at 10:00 a. m., in Room 412, New York Department Store Building, Stop 16½, Ponce de Leon Avenue, Santurce, Puerto Rico for the purpose of receiving evidence to be considered by Special Industry Committees Nos. 16-A, 16-B and 16-C for Puerto Rico in recommending minimum wage rates for employees in the industries in Puerto Rico hereinafter enumerated.

Special Industry Committees Nos. 16-A, 16-B, and 16-C for Puerto Rico were created by Administrative Order No. 440, published in the FEDERAL REGISTER on September 18, 1954. Each Committee is charged, in accordance with the provisions of the Fair Labor Standards Act of 1938, as amended, and the regulations promulgated thereunder, with the duty of investigating conditions in a specific industry in Puerto Rico as defined in said administrative order and as hereinafter enumerated:

1. Special Industry Committee No. 16-A—Electrical, Instrument, and Related Manufacturing Industries in Puerto Rico.
2. Special Industry Committee No. 16-B—Metal, Machinery, Transportation Equipment and Allied Industries in Puerto Rico.
3. Special Industry Committee No. 16-C—Plastic Products Industry in Puerto Rico.

Each Committee is further charged with the duty of recommending to the Administrator the highest minimum wage rates (not in excess of 75 cents per hour) for all employees in Puerto Rico in the industry assigned to it above who, within the meaning of said act, are "engaged in commerce or in the production of goods for commerce", excepting employees exempted by the provisions of section 13 (a) and employees coming within the provisions of section 14, which, having due regard for economic and competitive conditions, will not substantially curtail employment in such industry and will not give any industry in Puerto Rico a competitive advantage over any industry in the United States outside of Puerto Rico. Before any minimum wage rate recommended by a Committee is made effective, a public hearing thereon will be held pursuant to section 8 of the act, at a time and place to be announced by the Administrator, and at which all interested persons will have an opportunity to be heard.

Any person who, in the opinion of a Committee or its duly authorized subcommittee, has a substantial interest in the proceeding, or represents a person with a substantial interest in the proceeding, and is prepared to present material pertinent to the question under consideration may appear on his own behalf or on behalf of such other person. Persons wishing to appear are requested to file with James G. Johnson, Territorial Director of the Wage and Hour Division, Post Office Box 9061, Santurce 29, Puerto Rico, not later than October 8, 1954, a notice of intention to appear. A copy of such notice must also be filed by such persons with the Administrator of the Wage and Hour Division, United States Department of Labor, Washington 25, D. C., on or before the same date. The Notice of intention to appear should contain the following information:

1. The name and address of the person appearing.

2. The Industry in which he has a personal or representative interest.

3. If he is appearing in a representative capacity, the name and address of the person or persons whom, or the organization which, he is representing.

4. The approximate length of time which his presentation will consume.

All testimony will be taken under oath and subject to reasonable cross examination by any interested person present. Testimony so received may be offered as evidence at the public hearings to be held on such minimum wage recommendations as Special Industry Committees Nos. 16–A, 16–B and 16–C for Puerto Rico may make.

Written statements of persons who cannot appear personally will be considered by the Committees provided that such statements are sworn and that at least 12 copies thereof are received not later than October 18, 1954 at the Wage and Hour Division of the United States Department of Labor, Room 412, New York Department Store Building, Stop 16½, Ponce de Leon Avenue, Santurce 29, Puerto Rico. Any person appearing at the hearing who offers written material must submit at least 12 copies thereof.

Signed at San Juan, Puerto Rico, this 20th day of September 1954.

CANDIDO OLIVERAS,
Chairman, Special Industry Committees Nos. 16–A, 16–B, and 16–C, for Puerto Rico.

[F. R. Doc. 54–7542; Filed, Sept. 24, 1954; 8:50 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Treasury Department Order 181–1]

DELEGATION OF FUNCTIONS PERTAINING TO LIQUIDATION AND LENDING

By virtue of the authority vested in me as Secretary of the Treasury, including the authority in Reorganization Plan No. 26 of 1950, it is ordered as follows:

1. Mr. Laurence B. Robbins as Assistant Secretary of the Treasury shall continue to perform the functions assigned to him as Assistant to the Secretary.

2. Assistant Secretary Robbins shall report to the Under Secretary for Monetary Affairs.

3. This order shall become effective at noon September 20, 1954, and Treasury Department Order No. 181, dated June 30, 1954, is amended accordingly.

Dated: September 20, 1954.

[SEAL] G. M. HUMPHREY,
Secretary of the Treasury.

[F. R. Doc. 54–7555; Filed, Sept. 24, 1954; 8:52 a. m.]

POST OFFICE DEPARTMENT

DECENTRALIZATION OF POST OFFICE OPERATIONS, EMBRACING STATES OF VIRGINIA, WEST VIRGINIA, MARYLAND, DISTRICT OF COLUMBIA AND COUNTIES OF SUSSEX AND KENT, DELAWARE, AND ESTABLISHMENT OF REGIONAL HEADQUARTERS AT WASHINGTON, D. C.

The following is the text of order of the Postmaster General No. 55725, dated September 8, 1954:

Pursuant to the authority of section 1 (b) of Reorganization Plan No. 3 of 1949, the following changes will become effective on September 15, 1954.

1. On the effective date there will be established a regional headquarters at Washington, D. C., under a Regional Operations Manager. Geographically this region will embrace the States of Virginia, West Virginia, Maryland, the District of Columbia, and the counties of Sussex and Kent of the State of Delaware. The Regional Operations Manager will be responsible to the Assistant Postmaster General, Bureau of Post Office Operations, for the direction of post office operations in this region. The Regional Operations Manager will also be subject to all policies affecting regional operations prescribed by the Department in Washington. There will also be a Regional Controller in the regional office who, for the time being, will be responsible to the Controller. The Regional Personnel Manager will be administratively responsible to the Regional Operations Manager so far as Bureau of Operations activities are concerned, and functionally to the Assistant Postmaster General, Personnel. Functions, such as those listed below, which were formerly discharged by various headquarters bureaus and offices in Washington, will now be discharged by the regional staff.

A. Personnel functions, including such items as recruitment, selection and placement of personnel; training activities; labor relations, safety and health programs; classification of positions; awards and efficiency rating systems; review and disposition of disciplinary actions; and liaison with the Civil Service Commisson in the region.

B. Service functions, including recommendations to the Department for the establishment or discontinuance of post offices, classified stations and branches; approval of requests for allowances of funds; maintenance of high standards of service in all post offices; and effective control of costs.

C. Industrial engineering functions, including administration of cost reduction programs; improvement in work methods; endorsement of requests for capital expenditures; maintenance of work standards; layout of facilities; provision of work simplification methods and training; and development of systems and procedures, other than accounting and fiscal procedures.

D. Controller functions including the direction of accounting, budget and cost analysis activities.

E. Public information functions, including encouragement of public cooperation and participation in improving postal methods; and maintaining good relations with federal, state, and municipal officials.

2. Bureaus and offices other than the following are unaffected by this order:

A. Bureau of Operations.

B. Bureau of Personnel.

C. Bureau of Controller.

All other bureaus and offices, however, are expected to coordinate and cooperate with this new regional organization. Decentralization of other departmental functions and the placing of activities already decentralized into the regional organization will be carried forward as soon as possible. Orders effectuating these changes will be issued from time to time.

3. The region will be divided into six districts. All postmasters in each district will report directly to their district manager.

4. Previous orders or instructions concerning the routing of communications from postmasters to the above-mentioned bureaus in Washington are hereby superseded. All communications, with respect to the functions set forth in this order will be directed to the appropriate district manager, with the exceptions of monthly and quarterly accounts, which will continue to be routed as at present.

5. District headquarters cities, and the jurisdiction of each district, are as follows:

DISTRICT NO. 1—WASHINGTON, D. C.

Maryland counties: Charles, Montgomery, Prince Georges, Saint Marys.

Virginia counties: Albermarle, Alleghany, Arlington, Augusta, Bath, Clark, Culpeper, Fairfax, Fauquier, Frederick, Greene, Highland, Loudoun, Madison, Orange, Page, Prince William, Rappahannock, Rockingham, Rockbridge, Shenandoah, Stafford, Warren.

District of Columbia.

DISTRICT NO. 2—CLARKSBURG, W. VA.

West Virginia counties: Barbour, Berkeley, Braxton, Brooke, Calhoun, Doddridge, Gilmen, Grant, Hampshire, Hancock, Hardy, Harrison, Jackson, Jefferson, Lewis, Marion, Marshall, Mason, Mineral, Monongalia, Morgan, Ohio, Pendleton, Pleasants, Pocahontas, Preston, Randolph, Ritchie, Roane, Taylor, Tucker, Tyler, Upshur, Webster, Wetzel, Wirt, Wood.

DISTRICT NO. 3—BALTIMORE, MD.

Maryland counties: Allegany, Anne Arundel, Baltimore, Calvert, Caroline, Carroll, Cecil, Dorchester, Frederick, Garrett, Harford, Howard, Kent, Queen Annes, Somerset, Talbot, Washington, Wicomico, Worcester, and Baltimore City, Md.

Delaware counties: Sussex and Kent.

DISTRICT NO. 4—CHARLESTON, W. VA.

West Virginia counties: Boone, Cabell, Clay, Fayette, Greenbrier, Kanawha, Lincoln,

Logan, McDowell, Mercer, Mingo, Monroe, Nicholas, Putnam, Raleigh, Summers, Wayne, Wyoming.

DISTRICT NO. 5—ROANOKE, VA.

Virginia counties: Amherst, Appomattox, Bedford, Bland, Botetourt, Buchanan, Buckingham, Campbell, Carroll, Charlotte, Craig, Cumberland, Dickenson, Floyd, Fluvanna, Franklin, Giles, Grayson, Halifax, Henry, Lee, Lunenburg, Mecklenburg, Montgomery, Nelson, Patrick, Pittsylvania, Prince Edward, Pulaski, Roanoke, Russell, Scott, Smyth, Tazewell, Washington, Wise, Wythe.

DISTRICT NO. 6—RICHMOND, VA.

Virginia counties: Accomack, Amelia, Brunswick, Caroline, Charles City, Chesterfield, Dinwiddie, Essex, Gloucester, Goochland, Greensville, Hanover, Henrico, Isle of Wight, James City, King and Queen, King George, King William, Lancaster, Louisa, Mathews, Middlesex, Nansemond, New Kent, Norfolk, Northampton, Northumberland, Nottoway, Powhatan, Princess Anne, Prince George, Richmond, Southampton, Spotsylvania, Surry, Sussex, Westmoreland, York.

6. District Managers will be designated in a separate announcement. They will act for and be responsible to the Regional Operations Manager on post office matters within their Districts. Each District Manager will be responsible for functions delegated to him by the Regional Operations Manager, including such things as: Making major operating decisions within his District; recommending action on all supervisory appointments; recommending action on requests for funds; advising Regional Operations Manager on District matters and conditions; carrying out regional policies in the District; interpreting departmental and regional policies and recommending changes; coordinating with other bureaus and government agencies in the District; taking necessary actions on complaints; directing the control of expenditures in the District; and maintaining essential records.

(R. S. 161, 396; secs. 304, 309, 42 Stat. 24, 25, sec. 1 (b), 63 Stat. 1066; 5 U. S. C. 22, 133Z–15, 369)

[SEAL] LOUIS J. DOYLE,
Acting Solicitor

[F. R. Doc. 54–7530; Filed, Sept. 24, 1954; 8:46 a. m.]

ASSISTANT POSTMASTER GENERAL, BUREAU OF FACILITIES

DELEGATION OF AUTHORITY WITH RESPECT TO LEASES

The following is the text of Order of the Postmaster General No. 55734, dated September 21, 1954.

Pursuant to authority of section 1 (b) of Reorganization Plan No. 3 of 1949 (63 Stat. 1066) the Assistant Postmaster General, Bureau of Facilities, is hereby authorized to redelegate all or such part of the authority vested in him by Order No. 55096 of April 2, 1953 (18 F. R. 2480), to such officers and employees under his jurisdiction as he may designate. In making such redelegation the Assistant Postmaster General, Bureau of Facilities, may authorize the person to whom such authority is redelegated to take final action in his own name or in the name of the Assistant Postmaster General, Bureau of Facilities.

(R. S. 161, 396; secs. 304, 309, 42 Stat. 24, 25, sec. 1 (b), 63 Stat. 1066; 5 U. S. C. 22, 133Z–15, 369)

[SEAL] LOUIS J. DOYLE,
Acting Solicitor.

[F. R. Doc. 54–7531; Filed, Sept. 24, 1954; 8:46 a. m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

ORGANIZATION AND DELEGATION OF AUTHORITY

MARKETING AND REGULATORY SERVICES DIVISIONS

Pursuant to authority (19 F. R. 74, 6126) delegated to the Administrator, Agricultural Marketing Service, the following amendments to the Organization and Delegation of Authority (19 F. R. 35) are hereby made effective:

1. Paragraph (a) (3) of section 5 *Marketing and Regulatory Services* is amended to read:

(3) Administering agricultural marketing agreement and order programs, import controls under 7 U. S. C. 608c, and other regulatory acts as assigned;

2. The provisions in subdivision (v) of section 5 (a) (4) *Fruit and Vegetable Division* are amended to read:

(v) Marketing Agreements and Orders under the Agricultural Marketing Agreement Act of 1937, and import controls under 7 U. S. C. 608c.

3. A new paragraph (c) is added to section 11 *Marketing Services Divisions* to read as follows:

(c) The Director of the Fruit and Vegetable Division is hereby delegated authority to exercise the powers and functions under section 8e of the Agricultural Adjustment Act (of 1933), as amended (7 U. S. C. 608e).

Issued at Washington, D. C., this 22d day of September 1954 to become effective September 27, 1954.

[SEAL] ROY W. LENNARTSON,
Acting Administrator

[F. R. Doc. 54–7551; Filed, Sept. 24, 1954; 8:51 a. m.]

Office of the Secretary

MAINE

DESIGNATION OF AREAS FOR PRODUCTION EMERGENCY LOANS AND ECONOMIC EMERGENCY LOANS

For the purpose of making loans pursuant to section 2 (a) of Public Law 38, 81st Congress (12 U. S. C. a–2 (a)), it is found that in the entire State of Maine a production disaster has caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

Pursuant to the delegation of authority from the Administrator, Federal Civil Defense Administration (18 F. R. 4609; 19 F. R. 2148) as further amended on July 30, 1954, and for the purpose of making loans pursuant to section 2 (b) of Public Law 38, 81st Congress, as amended by Public Law 115, 83d Congress, and section 301 of Public Law 480, 83d Congress, it is determined that the entire State of Maine is within the area affected by the major disasters, occasioned by two recent hurricanes, determined by the President on September 13, 1954, pursuant to Public Law 875, 81st Congress. It is also determined that an economic disaster exists in the entire State of Maine that has caused a need for agricultural credit that cannot be met for a temporary period from commercial banks, cooperative lending agencies, the Farmers Home Administration under its regular loan programs, or other responsible sources.

After December 31, 1955, loans under section 2 (a) or 2 (b) of Public Law 38, 81st Congress, as amended, will not be made in the State of Maine except to borrowers who previously received such assistance.

Done at Washington, D. C., this 22d day of September 1954.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 54–7552; Filed, Sept. 24, 1954; 8:52 a. m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

[Dept. Order 134 (Amended)]

ASSISTANT SECRETARY OF COMMERCE FOR ADMINISTRATION

AUTHORITY, RESPONSIBILITIES AND DUTIES

The material appearing at 18 F. R. 3735 and 19 F. R. 4205 is hereby revoked and the following substituted therefor:

SECTION 1. *Purpose.* The purpose of this order is to define the authorities, responsibilities, and duties of the Assistant Secretary of Commerce for Administration.

SEC. 2. *Administrative designation.* Pursuant to authority vested in the Secretary of Commerce, the position of Assistant Secretary of Commerce, established by section 304 of Public Law 471, 83d Congress, 2d Session, approved July 2, 1954, is hereby designated as the Assistant Secretary of Commerce for Administration.

SEC. 3. *Delegation of authority.* .01 Pursuant to the authority vested in the Secretary of Commerce by Reorganization Plan No. 5 of 1950, the Assistant Secretary of Commerce for Administration is hereby delegated all authority vested by law in the Secretary of Commerce to take final action on all matters of administration and management within the Department of Commerce except such authority as must by law be exercised by the Secretary in his own right.

.02 The Assistant Secretary of Commerce for Administration may, at his discretion, delegate any authority con-

ferred upon him by this order, provided redelegation is permitted by law, to any officer of the Department of Commerce, and may further provide for redelegation by such officer, if permitted by law.

SEC. 4. *Organization of Office of Assistant Secretary of Commerce for Administration.* The Office of the Assistant Secretary of Commerce for Administration shall consist of the Office of Budget and Management, the Office of Administrative Operations, the Office of Personnel Management, the Office of Publications, and the Security Control Office. The Appeals Board for the Department of Commerce shall, for administrative purposes, be deemed to be a part of the Office of Assistant Secretary of Commerce for Administration.

SEC. 5. *Duties and responsibilities of the Assistant Secretary of Commerce for Administration.* .01 The Assistant Secretary of Commerce for Administration is the principal deputy and adviser to the Secretary of Commerce on all matters of administration and management and is the chief administrative and management officer of the Department.

.02 The Assistant Secretary of Commerce for Administration shall:

1. Prescribe the Department's policies, regulations, and programs with respect to all administrative and management activities and shall direct their execution;

2. Perform all other functions and exercise all other powers, authorities, and discretions vested in the Secretary with respect to administrative and management matters as delegated to the Assistant Secretary of Commerce for Administration by this or any other order;

3. Provide for the direction and supervision of all staff service offices in the Office of the Secretary except the Office of the General Counsel and the Office of Public Information, and except that with respect to the Security Control Office the Security Control Officer shall report to the Secretary through the Assistant Secretary of Commerce for Administration;

4. In collaboration with other secretarial officers and officers of the primary organization units of the Department, define the basic objectives, programs, functions, relationships, and plans of organization of the Department;

5. Develop and carry out defense mobilization programs for government continuity and civil defense, including the execution of agreements and letters of understanding required to carry out such programs; and

6. Carry out such other duties and responsibilities as the Secretary of Commerce may assign.

.03 More specifically, but not by way of limitation, the Assistant Secretary of Commerce for Administration shall:

1. Prescribe the policies and programs and provide departmental leadership for the following major administrative activities of the Department:

(1) Fiscal management.

(2) Budget planning and administration.

(3) Management research and planning.

(4) Organization planning.

(5) Personnel administration.

(6) Administrative operations and services.

a. Property and supply operations.

b. Records administration.

(7) Publications programs.

(8) Security programs.

2. Be responsible for and direct the evaluation of all the Department's programs and activities in terms of efficiency of management and economy of operations with a view to improving management and effecting economies in operations;

3. Be responsible for and direct all activities of the Department relating to interdepartmental coordination of administrative and management matters;

4. Serve as the representative of and upon designation as the alternate to the Secretary of Commerce on all committees, boards, commissions, services, and organizations constituted with authority or responsibilities in the field of administration and management; and

5. Develop and provide for the execution of (1) plans to insure continuity of essential functions of the Department in event of attack upon the United States, and (2) civil defense plans and programs covering facilities and self-protection, and civil defense assistance.

SEC. 6. *Effect on other orders.* This order supersedes Department Order No. 134 (Amended) of May 29, 1953, and Amendment 1 thereto of May 27, 1954, and amends Department Order No. 83 (Amended) of August 6, 1951. Any other orders or parts of orders the provisions of which are inconsistent or in conflict with the provisions of this order are hereby amended or superseded accordingly.

Effective date: August 18, 1954.

[SEAL] SINCLAIR WEEKS,
Secretary of Commerce.

[F. R. Doc. 54-7537; Filed, Sept. 24, 1954; 8:48 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 6865]

JAPAN AIR LINES CO., LTD.

NOTICE OF HEARING

In the matter of the application of Japan Air Lines Company, Ltd., for amendment of its foreign air carrier permit so as to authorize service beyond Okinawa to Hongkong.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, that a hearing in the above-entitled proceeding is assigned to be held on October 4, 1954, at 10:00 a. m., e. s. t., in Room 1512, Temporary Building No. 4, Seventeenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Joseph L. Fitzmaurice.

Dated at Washington, D. C., September 21, 1954.

[SEAL] FRANCIS W. BROWN,
Chief Examiner

[F. R. Doc. 54-7545; Filed, Sept. 24, 1954; 8:50 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-1171, G-1603, G-1615, G-2516]

BROOKLYN UNION GAS CO.

FINDINGS AND ORDER DECLARING EXEMPTION AND RESCINDING IN PART ORDERS GRANTING REHEARING AND APPROVING ORAL ARGUMENT

The Brooklyn Union Gas Company (Applicant) filed application on August 2, 1954, for exemption from the provisions of the Natural Gas Act pursuant to section 1 (c) thereof.

Upon the basis of the application filed, the exhibits appended thereto, and the files of the Commission, it appears that:

(1) Applicant is a New York corporation engaged in the transportation and distribution of natural gas in the State of New York;

(2) Applicant purchases out-of-state natural gas from Transcontinental Gas Pipe Line Corporation and all of such natural gas is received by Applicant within the State of New York;

(3) All the gas so received by Applicant is ultimately consumed within the State of New York and all of Applicant's facilities are located within the State of New York;

(4) The Public Service Commission of the State of New York has filed with the Federal Power Commission a certification that it has and is exercising regulatory jurisdiction over the rates, service, and facilities of Applicant;

(5) The Commission has heretofore, by orders issued on October 31, 1949, April 4, 1951, and September 28, 1951, respectively, issued Applicant certificates of public convenience and necessity in Docket Nos. G-1171, G-1603, and G-1615; and by orders issued December 13, 1949, June 1, 1951, and November 28, 1951, has granted rehearing and oral argument, inter alia, with respect to the certificate orders issued in such proceedings. No date for such argument has been fixed.

The Commission finds:

(1) Brooklyn Union Gas Company is exempt from the provisions of the Natural Gas Act and the orders, rules, and regulations of this Commission issued pursuant thereto.

(2) In view of the fact that Brooklyn Union Gas Company is exempt from the provisions of the Natural Gas Act, good cause exists to rescind the orders issued December 13, 1949, June 1, 1951, and November 28, 1951, insofar as such orders apply to Brooklyn Union Gas Company.

The Commission, therefore, orders: The orders issued December 13, 1949, June 1, 1951, and November 28, 1951, insofar as they granted rehearing and provided for oral argument with respect to the issues in Docket Nos. G-1171, G-1603, and G-1615, be and the same hereby are rescinded.

Adopted: September 17, 1954.

Issued: September 21, 1954.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 54-7541; Filed, Sept. 24, 1954; 8:49 a. m.]

[Docket Nos. G-1167, G-1604, G-2507]

CONSOLIDATED EDISON CO. OF NEW YORK, INC.

FINDINGS AND ORDER DECLARING EXEMPTION AND RESCINDING IN PART ORDERS GRANTING REHEARING AND APPROVING ORAL ARGUMENT

Consolidated Edison Company of New York, Inc. (Applicant) filed an application on July 28, 1954, for exemption from the provisions of the Natural Gas Act pursuant to section 1 (c) thereof, and for an order dismissing and concluding the proceedings in Docket Nos. G-1167 and G-1604.

Upon the basis of the application filed, the exhibits appended thereto, and the files of the Commission, it appears that:

(1) Applicant is a New York corporation engaged in the transportation of natural gas and the distribution of mixed gas of which natural gas forms a component in the State of New York;

(2) Applicant purchases out-of-state natural gas from Transcontinental Gas Pipe Line Corporation, taking delivery of such gas within the State of New York;

(3) All of the natural gas so received by Applicant is ultimately distributed and consumed within the State of New York as mixed gas and all of Applicant's facilities are located within the State of New York;

(4) The Public Service Commission of the State of New York has certified to the Federal Power Commission that it has and is exercising regulatory jurisdiction over the rates, service, and facilities of Applicant; and

(5) The Commission has heretofore, by order issued October 31, 1949 and April 4, 1951, respectively, issued Applicant certificates of public convenience and necessity in Docket Nos. G-1167 and G-1604; and by orders issued December 13, 1949 and June 1, 1951, inter alia, has granted Applicant rehearing and oral argument with respect to the certificate orders issued in such proceedings. No date for such argument has been fixed.

The Commission finds:

(1) Consolidated Edison Company of New York, Inc., is exempt from the provisions of the Natural Gas Act and the orders, rules, and regulations of this Commission issued pursuant thereto.

(2) In view of the fact that Consolidated Edison Company of New York, Inc., is now exempt from the provisions of the Natural Gas Act, good cause exists to rescind the orders issued December 13, 1949, and June 1, 1951, insofar as such orders apply to Consolidated Edison Company of New York, Inc.

The Commission, therefore, orders: The orders issued December 13, 1949, and June 1, 1951, insofar as they granted rehearing and provided for oral argument with respect to the issues in Docket Nos. G-1167 and G-1604, be and the same hereby are rescinded.

Adopted: September 17, 1954.

Issued: September 21, 1954.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 54-7540; Filed, Sept. 24, 1954; 8:49 a. m.]

[Docket No. G-2573]

TEXAS EASTERN TRANSMISSION CORP.

NOTICE OF APPLICATION

SEPTEMBER 20, 1954.

Take notice that on August 24, 1954, Texas Eastern Transmission Corporation (Applicant) a Delaware corporation having its principal place of business in Shreveport, Louisiana, filed an application, pursuant to section 7 of the Natural Gas Act for authorization to sell and deliver additional quantities of natural gas to certain of its present customers.

Applicant proposes increased deliveries to its indicated customers as follows:

MCF PER DAY AT 14.73 P. S. I. A.

Customer	Rate schedule	Presently authorized	Proposed increase	Proposed total
Illinois Electric & Gas Co.	GS	3,193	1,023	4,216
Southeastern Illinois Gas Co.	SGS	1,122	714	1,836
Borough of Chambersburg, Pa.	GS	2,254	612	2,866
City Gas Co. of New Jersey	SGS	[1] 639	[2] 360	[2] 1,039
Town of Red Bay, Ala.	SGS	463	251	714
Tennessee Gas Co.	GS	2,154	204	2,358
Permian Oil & Gas Co.	SGS	330	204	519
Total		10,215	3,335	13,550

[1] Under GS rate schedule.
[2] Under SGS rate schedule.

Applicant avers that it has available for sale 16,310 Mcf of daily excess capacity from which it proposes to make the increased deliveries.

The Applicant requests that its application be heard under the shortened procedure provided by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, 441 G Street NW., Washington 25, D. C., in accordance with § 1.8 or § 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 8th day of October 1954. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 54-7538; Filed, Sept. 24, 1954; 8:48 a. m.]

[Project No. 2059]

CITY OF EUGENE, OREGON

NOTICE OF APPLICATION FOR LICENSE

SEPTEMBER 21, 1954.

Public notice is hereby given that City of Eugene, Oregon, has filed application under the Federal Power Act (16 U. S. C. 791a-825r) for license for proposed water-power Project No. 2059 to be located on the McKenzie River in Lane and Linn Counties, Oregon, and to consist of an earth and rock-fill dam about 51 feet high across a portion of Fish Lake creating a reservoir containing 3,200 acre-feet of useful storage with normal pool at elevation 3,174 feet; a low diversion dam at the outlet of Clear Lake for maintaining the surface elevation of the lake; a conduit comprising a tunnel about 8,400 feet long with intake on Clear Lake, a surge tank, a penstock about 610 feet long; a powerhouse (Beaver Marsh) containing two 23,500 horsepower turbines each connected to a 15,000-kva generator; a substation at Beaver Marsh powerhouse; a low earth-fill dike about 3,100 feet long with a rock-fill crib spillway creating a re-regulating reservoir below Beaver Marsh Plant, with normal pondage of about 220 acre-feet; a 115-kv transmission line from Beaver Marsh substation to Leaburg switchyard, a distance of 46 miles; a switchyard at Leaburg; and appurtenant facilities.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10) the time within which such petitions must be filed being specified in the rules. The last date upon which protests may be filed is October 28, 1954. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 54-7539; Filed, Sept. 24, 1954; 8:49 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-1669]

RELIANCE MANUFACTURING CO.

NOTICE OF APPLICATION TO WITHDRAW FROM LISTING AND REGISTRATION, AND OF OPPORTUNITY FOR HEARING

SEPTEMBER 21, 1954.

Reliance Manufacturing Company, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, has made application to withdraw its Common Stock, $5 Par Value, from listing and registration on the Midwest Stock Exchange.

The reasons alleged in the application for withdrawing this security from listing and registration are as follows:

(1) The stock is inactive on the Midwest Stock Exchange, where none has been reported to have traded since 1950.

(2) The stock will continue to be listed on the New York Stock Exchange.

(3) Withdrawal from the Midwest Stock Exchange will eliminate an amount of expense.

(4) In view of the inactivity of this stock on its floor, the Midwest Stock Exchange has waived the requirements of its rule calling for a vote of stockholders upon a proposed delisting.

Upon receipt of a request, prior to October 8, 1954, from any interested person for a hearing in regard to terms to be imposed upon the delisting of this security, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person requesting the hearing and the position he proposes to take at the hearing with respect to imposition of terms or conditions. In addition, any interested person

may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to the matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 54-7534; Filed, Sept. 24, 1954; 8:47 a. m.]

[File Nos. 7-1632—7-1634, 7-1636—7-1648]

ATLAS CORP. ET AL.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

In the matter of applications by the Los Angeles Stock Exchange for unlisted trading privileges in: Atlas Corporation Common Stock, $5 Par Value, 7-1632; Crucible Steel Co. of America Common Stock, $25 Par Value, 7-1633; Flintkote Company Common Stock, No Par Value, 7-1634, General Public Service Corporation Common Stock, 10¢ Par Value, 7-1636; the General Tire & Rubber Company Common Stock, $2.50 Par Value, 7-1637; Gimbel Brothers, Inc. Common Stock, $5 Par Value, 7-1638; Homestake Mining Company Common Stock, $12.50 Par Value, 7-1639; Johns-Manville Corporation Common Stock, No Par Value, 7-1640; Liggett & Myers Tobacco Company Common Stock, $25 Par Value, 7-1641, National Biscuit Company Common Stock, $10 Par Value, 7-1642; Niagara Mohawk Power Corporation Common Stock, No Par Value, 7-1643; Pabco Products, Inc. Common Stock, No Par Value, 7-1644; Philip Morris & Co., Ltd., Inc. Common Stock, $5 Par Value, 7-1645; Westinghouse Air Brake Company Common Stock, $10 Par Value, 7-1646; Wheeling Steel Corporation Common Stock, No Par Value, 7-1647; Worthington Corporation Common Stock, No Par Value, 7-1648.

The Los Angeles Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application to extend unlisted trading privileges to each of the above-mentioned securities, each of which is listed and registered on the New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of each application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. Each application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to October 13, 1954, the Commission will set the matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on these applications by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing, these applications will be determined by order of the Commission on the basis of the facts stated in the applications, and other information contained in the official files of the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 54-7532; Filed, Sept. 24, 1954; 8:47 a. m.]

[File No. 59-15]

NORTHERN NEW ENGLAND CO. AND NEW ENGLAND PUBLIC SERVICE CO.

ORDER APPROVING AND RELEASING JURISDICTION WITH RESPECT TO CERTAIN FEES AND EXPENSES

SEPTEMBER 21, 1954.

The above-entitled proceedings involve plans filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("act") to enable the system of the Northern New England Company, a registered holding company, to effectuate compliance with section 11 (b) of the act. Orders have been entered by the Commission reserving jurisdiction with respect to the fees and expenses paid or to be paid by the companies concerned with these plans for services rendered in connection therewith and related proceedings.

Applications for allowances or approval of amounts already paid to various participants were filed with the Commission. On July 29, 1954, we issued an order releasing jurisdiction with respect to fees and expenses of applicants therein named and an order for hearing concerning other requests for allowances. The Commission having considered the record with respect to applications as filed by certain claimants, and as amended in certain instances; it appearing that New England Public Service Company has agreed, upon receipt of an order of the Commission, to make the payments hereinafter specified; and the Commission being of the opinion that the allowances hereinafter itemized in Table I are reasonable and are for necessary services, and that an order should be entered approving and directing the payment thereof:

It is ordered, That the applications for allowances for services and reimbursement of expenses, in the following amounts and to the persons named, be, and hereby are, approved, and New England Public Service Company is directed to pay such amounts to the extent any portion thereof has not heretofore been paid:

TABLE I

Applicants	Fees	Expenses
Representatives of preferred stockholders:		
The Spelling Committee:		
John R. McLane, member	$1,000	$30.38
Arthur B. Newhall, member	1,000	----------
Malcolm V. Russell, secretary	350	----------
Representatives of security holders of Northern New England Co.		
Weinstein & Levinson	55,000	894.91

It is further ordered, That the jurisdiction heretofore reserved with respect to the allowances herein approved be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 54-7533; Filed, Sept. 24, 1954; 8:47 a. m.]

SMALL BUSINESS ADMINISTRATION

[D. P. A. Request 24—DPAV-31]

MIL-FIN, INC., ET AL.

WITHDRAWAL OF REQUEST TO OPERATE AS A SMALL BUSINESS ENTERPRISE PRODUCTION POOL AND REQUEST TO CERTAIN COMPANIES TO PARTICIPATE IN THE OPERATIONS OF SUCH POOL

Pursuant to section 708 of the Defense Production Act of 1950, as amended, the request to Mil-Fin, Inc., published in 17 F. R. 3617, on April 23, 1952, to operate as a small business enterprise production pool and the requests to the companies therein listed to participate in the operations of such pool, are hereby withdrawn.

The immunity from prosecution under the Federal antitrust laws and the Federal Trade Commission Act heretofore granted to Mil-Fin, Inc. and to the participating companies is likewise withdrawn, except as to those acts performed or omitted by reason of the request which occurred prior to this withdrawal.

(Sec. 708, 64 Stat. 818; 50 U. S. C. App. 2158; E. O. 10493, October 16, 1953, 18 F R. 6583)

WENDELL B. BARNES, *Administrator*

[F. R. Doc. 54-7536; Filed, Sept. 24, 1954; 8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[No. 31620]

MONTANA INTRASTATE FREIGHT RATES AND CHARGES

NOTICE OF INVESTIGATION AND HEARING

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 15th day of September A. D. 1954.

It appearing, that in Ex Parte No. 175, Increased Freight Rates and Charges, 1951, 284 I. C. C. 589, the Commission authorized carriers subject to the Interstate Commerce Act parties thereto to

make certain increases in their freight rates and charges for interstate application throughout the United States, and that increases under such authorization has been made;

It further appearing, that a petition dated August 6, 1954, has been filed by the Northern Pacific Railway Company and other common carriers by railroad, named in the petition, operating to, from, and between points in the State of Montana. Petitioners aver that, as a result of actions by the District Court of the Eighth Judicial District of the State of Montana in and for the County of Cascade and the Supreme Court of the State of Montana, they have been denied increases in their intrastate freight rates and charges corresponding to those authorized by this Commission and made by petitioners for application on interstate and foreign traffic in the proceeding cited above, and that such refusal, being alleged in the manner and to the extent as more fully set forth in said petition, results in undue or unreasonable advantage, preference, and prejudice, as between persons or localities in intrastate commerce, on the one hand, and interstate commerce, on the other hand, and in undue, unreasonable and unjust discrimination against interstate or foreign commerce, in violation of section 13 of the Interstate Commerce Act.

And it further appearing, that there have been brought in issue by the said petition rates and charges made or imposed by the authority of the State of Montana;

It is ordered, That in response to the said petition, an investigation be, and it is hereby, instituted, and that a hearing be held therein for the purpose of receiving evidence from the respondents hereinafter designated and any other persons interested, to determine whether the rates and charges of the common carriers by railroad, or any of them, operating in the State of Montana, for the intrastate transportation of property, made or imposed by authority of the State of Montana, cause or will cause, by reason of the failure of such rates and charges to include increases corresponding to those permitted by this Commission for interstate traffic in the proceeding cited above, any undue or unreasonable advantage, preference, or prejudice, as between persons or localities in intrastate commerce, on the one hand, and interstate or foreign commerce, on the other hand, and any undue, unreasonable or unjust discrimination against interstate or foreign commerce; and to determine what rates and charges, if any, or what maximum or minimum, or maximum and minimum rates and charges shall be prescribed to remove the unlawful advantage, preference, prejudice, or discrimination, if any, that may be found to exist;

It is further ordered, That all common carriers by railroad operating within the State of Montana, which are subject to the jurisdiction of this Commission be, and they are hereby, made respondents to this proceeding; that a copy of this order be served upon each of the said respondents, and that the State of Montana be notified of the proceeding by sending copies of this order and of said petition by registered mail to the Governor of the said State and to the Board of Railroad Commissioners of the State of Montana at Helena, Mont.,

It is further ordered, That notice of this proceeding be given to the public by depositing a copy of this order in the office of the Secretary of the Commission, at Washington, D. C., for public inspection, and by filing a copy with the Director, Division of the Federal Register, Washington, D. C.,

And it is further ordered, That this proceeding be, and the same is hereby assigned for hearing October 25, 1954, at 9:30 o'clock, a. m., U. S. Standard Time, at the rooms of the Board of Railroad Commissioners of the State of Montana, Helena, Mont., before Examiner Burton Fuller.

By the Commission, Division 1.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-7535; Filed, Sept. 24, 1954; 8:47 a. m.]